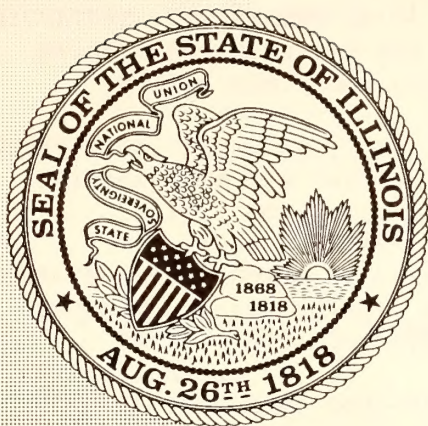


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**1994**

# ***Illinois Register***

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## **Rules of Governmental Agencies**

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## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Standards of Service for Electric Utilities

2) Code Citation: 83 Ill. Adm. Code 410

3) Section Numbers: Proposed Action:

410.410	New Section
410.420	New Section
410.430	New Section
410.440	New Section
410.450	New Section
410.460	New Section
410.470	New Section
410.480	New Section
410.490	New Section
410.TABLE A	New Section

4) Statutory Authority: Implementing Section 8-301 and authorized by Section 10-101 of the Public Utilities Act (220 ILCS 5/8-301 and 10-101).

5) A. Complete Description of the Subjects and Issues Involved: These amendments establish a system for the collection of information from electric utilities concerning interruption of electric utility service and the reliability of electric utility service generally.

6) Will these proposed amendments replace emergency amendments currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Do these proposed amendments contain incorporations by reference? No.

9) Are there any other proposed amendments pending on this Part? No.

10) Statement of Statewide Policy Objectives: These proposed amendments neither create nor expand any state mandate on units of local government, school districts, or community college districts.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Any person who plans to submit comments should file a notice of intent thereof, within 21 days of the date of this issue of the Illinois Register with:

Chief Clerk  
Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield, IL 62706

## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

Comments should be filed with the Chief Clerk within 45 days of the date of this issue of the Illinois Register.

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not for profit corporations affected: These proposed amendments will not affect any small businesses, small municipalities, or not for profit corporations.

B) Reporting, bookkeeping or other procedures required for compliance: Reporting procedures

C) Types of professional skills necessary for compliance: Managerial skills

The full text of the Proposed Amendments begins on the next page:

ILLINOIS COMMERCE COMMISSION  
NOTICE OF PROPOSED AMENDMENTS

TITLE 83: PUBLIC UTILITIES  
CHAPTER I: ILLINOIS COMMERCE COMMISSION  
SUBCHAPTER C: ELECTRIC UTILITIES

PART 410  
STANDARDS OF SERVICE FOR ELECTRIC UTILITIES  
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410.120	Customer Meter Test Records
410.130	Station Records
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SUBPART C: ELECTRIC SERVICE RELIABILITY POLICY

Section

ILLINOIS COMMERCE COMMISSION  
NOTICE OF PROPOSED AMENDMENTS

410.410	Purpose of Subpart C
410.420	Definitions of Terms in Subpart C
410.430	Applicability of Subpart C
410.440	Reliability Policy
410.450	Record-Keeping Requirements
410.460	Notice and Reporting Requirements
410.470	Interruption Cause Categories
410.480	Reliability Review
410.490	Modification or Exemption

TABLE A Causes of Interruptions

AUTHORITY: Implementing Section 8-301 and authorized by Section 10-101 of the Public Utilities Act [220 ILCS 5/8-301 and 10-101].

SOURCE: Effective August 1, 1948; amended at 5 Ill. Reg. 6805, effective June 12, 1981; codified at 8 Ill. Reg. 12183; amended at 10 Ill. Reg. 148, effective December 23, 1985; amended at 11 Ill. Reg. 8964, effective May 1, 1987; emergency amendment at 13 Ill. Reg. 16563, effective October 10, 1989, for a maximum of 150 days; amended at 14 Ill. Reg. 3454, effective March 1, 1990; amended at 16 Ill. Reg. 2544, effective February 1, 1992; amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

SUBPART C: ELECTRIC SERVICE RELIABILITY POLICY

Section 410.410 Purpose of Subpart C

The Illinois Commerce Commission ("Commission") has designed the electric service reliability policy to establish:

- Reporting requirements to help the Commission gather information on electric service reliability for each electric utility in the State of Illinois; and
- A procedure for review of information and data on electric service reliability to determine if the Commission should adopt electric service reliability standards and, if so, the appropriate provisions to include in such standards.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.)

Section 410.420 Definitions of Terms in Subpart C

For purposes of this Subpart, the following definitions shall apply:

- "Customer" is a dwelling, business, or other location where electric service is provided. If more than one billing account exists at one location (e.g., two tenants at the same address), each active billing account is considered a customer. A customer can have one or more meter points (or service points) at a given location. If multiple



## ILLINOIS COMMERCE COMMISSION

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meter points (or service points) exist at the location, interruption of any meter point (or service point) constitutes an interruption to the customer.

b) "Distribution circuit interruption" is an interruption originating at a point which is between the circuit interrupting device at the substation and the distribution transformer.

c) "Electric service" means the availability of electric power at the point of connection between utility equipment and customer equipment.

d) "Electric utility" or "utility" means a public utility, as defined by Section 3-105 of the Public Utilities Act ("Act") [220 ILCS 5/3-105], providing electric service to customers in Illinois.

e) "Interruption" means the loss by one or more customers of electric service for a period longer than one minute in duration and requiring human intervention by the utility to restore Electric Service. This definition specifically excludes occurrences of the loss of electric service when automatic switches, automatic line reclosing devices, or other automatic utility devices successfully restore electric service. In addition, the term "interruption" shall not include the following:

1) Interruptions intentionally initiated by a utility and affecting only those customers taking electric service pursuant to the provisions of an interruptible service tariff or contract approved by the Commission;

2) Interruptions intentionally initiated by a utility for nonpayment of a bill and according to the provisions of Sections 8-201, 8-202, 8-203, 8-204, 8-205 and/or 8-206 of the Act, and 83 Ill. Adm. Code 280;

3) Interruptions intentionally initiated by a utility due to tampering with service equipment;

4) Interruptions intentionally initiated by a utility due to its being denied access to service equipment located on the affected customer's private property;

5) Interruptions intentionally initiated by a utility due to hazardous conditions located on the affected customer's private property (such as a fire);

6) Interruptions intentionally initiated by a utility due to a request by the affected customer; and

7) Interruptions intentionally initiated by a utility due to a request by a valid law enforcement agency, fire department, or other governmental agency responsible for public welfare. In addition, scheduled interruptions initiated by a utility for repair or maintenance shall not be included among the interruptions used to calculate the reliability indices. For all other purposes under this Reliability Policy, including, but not limited to, the reporting requirements under Section 410.460, the term "interruption" shall include scheduled interruptions initiated by a utility for repair or maintenance.

f) "Interruption duration" means a period of time measured to the nearest one-minute increment, which starts when a utility is notified or becomes aware of an interruption, unless a utility can determine a

## ILLINOIS COMMERCE COMMISSION

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more precise estimate of the actual starting time of an interruption, and ends when a utility restores electric service.

g) "Operating Area" means the utility's internal and then most current geographical segregation of its service territory for its electrical transmission and distribution operations.

h) "Reliability Indices" are as follows:

1) "System Average Interruption Frequency Index (SAIFI)" is the average number of interruptions per customer during the year. It is calculated by dividing the total annual number of interruptions by the average number of customers served during the year.

$$\text{SAIFI} = \frac{\text{Number of Customer Interruptions}}{\text{Average Number of Customers Served}}$$

2) "Customer Average Interruption Duration Index (CAIDI)" is the average interruption duration for those customers who experience interruptions during the year. It is calculated by dividing the annual sum of all customer interruption durations by the total number of interruptions.

$$\text{CAIDI} = \frac{\text{Sum of all Interruptions Durations}}{\text{Number of Interruptions}}$$

3) "Customer Average Interruption Frequency Index (CAIFI)" is the average number of interruptions for those customers who experience interruptions during the year. It is calculated by dividing the total annual number of interruptions by the total number of customers affected by interruptions. In determining the total number of customers affected, each customer is counted only once regardless of the number of interruptions that the customer may have experienced during the year.

$$\text{CAIFI} = \frac{\text{Number of Interruptions}}{\text{Number of Customers Affected}}$$

i) "Worst-performing circuits" are those circuits which, for each reliability index, are among the one percent of all circuits in an operating area (or at least one circuit for each reliability index) with the highest achieved values (lowest performance levels) for the reliability index. For the purpose of identifying worst-performing circuits, only distribution circuit interruptions (as defined in Section 410.420(b)) and customers affected by such interruptions shall be considered in calculating the reliability indices.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## ILLINOIS COMMERCE COMMISSION

## ILLINOIS COMMERCE COMMISSION

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The electric service reliability policy is applicable to every electric utility, as defined in Section 410.420(d), which serves more than 15,000 customers in Illinois.

this Part.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 410.440 Reliability Policy**

Each utility shall provide service and facilities which, in accordance with Section 8-401 of the Act, are in all respects adequate, efficient, reliable and environmentally safe and which, consistent with these obligations, constitute the least-cost means of meeting the utility's service obligations. Insofar as would be consistent with the utility's obligations to provide efficient, safe and least-cost service, each utility shall strive to prevent interruptions of electric service and, when such interruptions occur, restore electric service within the shortest reasonable time.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 410.450 Record-Keeping Requirements**

a) Required records. Except as provided in Section 410.450(b), utilities shall maintain, for the most recently preceding five year period, the following records:

1) Records sufficient to determine a history of electric service interruptions experienced by each customer at the customer's current location. The records shall be sufficient to determine the following information for each interruption:

- A) Starting date;
- B) Starting time;
- C) Interruption duration;
- D) Cause;
- E) Operating area of the affected circuit(s);
- F) Circuit number(s) of the affected circuit(s);
- G) Number of customers affected;
- H) Service account number of each customer affected; and

I) Address of each affected customer location.

2) Records showing, for each circuit, the total number of customers served by the circuit at the end of each year.

b) Periods for which records are not required. Utilities need not maintain records reflecting the information identified in Section 410.450(a) for any period prior to calendar year 1994. In addition, any utility which, as of January 1, 1994, does not have the technical capability to collect and record some or all of the information identified in Section 410.450(a) need not maintain records reflecting such information for any period prior to the first calendar year commencing more than thirty-six months after the effective date of

**Section 410.460 Notice and Reporting Requirements**

a) Telephone or facsimile notice. A utility must provide notice by telephone or by facsimile transmission to the Consumer Services Division of the Commission when any single event (e.g., storm, tornado, equipment malfunction, etc.) causes interruptions for 10,000 or more of the utility's customers for three hours or more. After such interruptions have continued for three hours, a utility must provide notice within one hour when the notice would be provided during normal business hours, or within the first hour of the next business day. To the extent that data and information are known, such notice shall include the following:

1) A reasonable estimate of the number of customers the interruption affects;

2) Starting date;

3) Starting time;

4) Interruption duration;

5) Location, described as precisely as possible in generally recognized and geographically oriented terms such as street address, subdivision, or community;

6) Cause;

7) The date and time when the utility expects to restore electric service; and

8) The name and telephone number of a utility representative tentative the Commission Staff can contact for more information about the interruption.

b) Annual report. On or before June 1 of each year, each utility shall file with the Chief clerk of the Commission an Annual Report which includes the following information:

1) A general assessment of electric service reliability in the utility's service territory. (The assessment shall include a review of programs the utility uses to provide reliable service; the cost of such programs; a description of new programs or changes to existing programs which the utility is considering for the future; and any other information the utility deems relevant to electric service reliability in its service territory.);

2) A table showing the achieved level of each of the reliability indices for each operating area of the utility for the preceding calendar year (provided, however, that for any reporting period commencing less than thirty-six months after the effective date of this Part, utilities will not be required to report the CAIR reliability index as defined in Section 410.420(h)(3));

3) A list showing the worst-performing circuits for each operating



## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

area of the utility. (The designation of circuits as "worst-performing circuits" shall not, in and of itself, be deemed to constitute a violation of the Act or any Commission order, rule, direction, or requirement.)

- 4) A statement of the operating and maintenance history of any circuit designated as worst-performing circuits; a description of any action taken or planned to improve the performance of any such circuit (which shall include information concerning the cost of such action); and a schedule for completion of any such action. (The utility may decide, based on cost considerations or other factors, that it should take no action to improve the performance of one or more circuits designated as worst-performing circuits. If the utility decides to take no action to improve the performance of one or more circuits designated as worst-performing circuits, the utility shall explain its decision in its Annual Report.)

- 5) A discussion of the status of actions which the utility indicated in prior Annual Reports that it would take to improve electric service reliability; and

- 6) The name, address and telephone number of a utility representative who can be contacted for additional information regarding the Annual Report.

- c) Customer report. A utility shall, upon request made by a customer or the Consumer Services Division of the Commission, provide to the customer and/or the Consumer Services Division, within thirty days of the request, a report on all interruptions which the customer making the request or subject to the Consumer Service Division's request has experienced at the customer's current service location during the most recently preceding five calendar years. The report shall identify for each interruption the information specified in Section 410.450(a)(1)(A)-(D). Notwithstanding the provisions of this subsection, a utility is not required to report data pursuant to this section which Section 410.450(b) does not require a utility to maintain. This subsection does not alter the provisions of 83 Ill. Adm. Code 200 and 280 which relate to informal and formal complaint procedures.

- d) Staff Report. On or before June 1 of each year following a year which commences more than thirty-six months after the effective date of this Part, each utility shall submit to the Program Director of the Consumer Services Division of the Commission a report which includes the following information:

- 1) A list showing the 0.1 percent of the utility's customers or 100 customers, whichever is smaller, with the largest number of interruptions during the prior year. (The list shall include the number of interruptions experienced by each customer, and identify the circuit involved for each customer by a unique circuit number assigned by the utility. Each customer included in such a list shall be identified by a unique number assigned by the utility and not that customer's name and/or account number.)

## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

and

- 2) A list showing the 0.1 percent of the utility's customers or 100 customers, whichever is smaller, with the largest number of interruption duration hours during the prior year. (The list shall include the number of interruption duration hours experienced by each customer, and identify the circuit involved for each customer by a unique circuit number assigned by the utility. Each customer included in such a list shall be identified by a unique number assigned by the utility and not that customer's name and/or account number.)

- e) For any reporting period commencing less than thirty-six months after the effective date of this Part on which the Commission adopts Section 410.450(a), if the actual value of any component needed to compute the information required by Sections 410.460(b)(2) and/or 410.460(b)(3) is not available, utilities shall use reasonable estimates of such components. For any reporting period commencing more than thirty-six months after the date on which the Commission adopts Section 410.450(a), utilities may rely upon reasonable estimates of any components needed to compute the information required by Sections 410.460(b)(2), 410.460(b)(3), 410.460(c) and/or 410.460(d) in the event that weather-related interruptions or other circumstances render the use of actual data impracticable or cost-ineffective. When a utility relies upon such reasonable estimates, the utility shall identify the data which is estimated data and explain the circumstances requiring the use of estimated data. Upon request of the Commission Staff or a customer, the utility also shall furnish an explanation of the method or methods used to generate the estimated data.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 410.470 Interruption Cause Categories

In adhering to the interruption record-keeping and reporting requirements set forth in Section 410.450 and Section 410.460, each utility shall classify and report on the cause of each interruption using the cause categories and interruption code descriptions given in Table A of this Part.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 410.480 Reliability Review

- a) After all utilities have filed the third Annual Report required by Section 410.460(b), the Commission may elect to initiate a proceeding for the purpose of deciding whether to adopt electric service reliability standards and, if so, the appropriate provisions for such standards. In determining whether to adopt electric service

ILLINOIS COMMERCE COMMISSION  
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Section 410.400 Causes of Interruptions

Interruption Cause Categories Interruption Code Description

Utility/Contractor Personnel-Errors

Unclassified Error  
Switching Error  
Accident by Utility  
Testing Error

Dig-In by Utility  
Accident by Utility Contractor  
Dig-In by Utility Contractor

Customer

Overload  
Customer Equipment  
Foreign Object

Public

Fire  
Vandalism  
Accident by Others  
Dig-In by Others

Weather Related

Lightning  
Wind  
Ice

Sub-Zero Cold  
Flooding  
Wildlife  
Tree Contact

Animal Related

Tree Related

Limb Broken  
Contamination  
Malfunction

Overhead Equipment Related

Broken Fuse Link  
Underground Failure  
Contamination

Underground Equipment Related

Malfunction  
Initiated by Utility for Maintenance  
or Repair

Scheduled

Contamination  
Malfunction  
Unknown  
None/Other

Station Equipment Related

Unknown  
Other

effective

Reg.

Ill.

18

Added

at

(Source:

)

- reliability standards and, if so, the appropriate provisions for such standards, the Commission shall, at a minimum, consider the following:
- 1) Information submitted pursuant to Section 410.460;
  - 2) The nature and cost of programs that utilities have designed to maintain and improve electric service reliability;
  - 3) The nature and cost of the utilities' interruption data record-keeping and reporting capabilities;
  - 4) Information developed from surveys designed to learn whether customers believe that utilities should improve the level of electric service reliability and, if so, whether customers are willing to pay rates which reflect the associated costs; and
  - 5) Testimony on the subject of electric service reliability submitted in Commission proceedings.

b) The Commission may elect to initiate an investigation of a utility to determine whether the utility provides electric service consistent with the reliability policy set forth in Section 410.440. Based on the record developed in such an investigation, the Commission may enter an order requiring a utility to take such corrective action as the Commission deems necessary to improve the electric service reliability of the utility.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 410.490 Modification or Exemption

a) Any utility may file an application requesting modification of or exemption from any Section of this Subpart as such Section applies to the utility filing the application. For good cause shown, the Commission may grant such a request for modification or exemption. A petition for exemption or modification shall be filed pursuant to 83 Ill. Adm. Code 200 and shall set forth specific reasons and facts in support of the requested exemption or modification.

b) In determining whether good cause has been shown, the Commission shall consider, among other things:

- 1) The extent to which circumstances beyond the control of the utility have made compliance with the applicable Section extremely difficult;
- 2) Whether the utility has made a good faith effort to comply with the applicable Section in a timely fashion; and
- 3) Whether other information, which the utility would provide if the waiver is granted, permits the Commission Staff to review the subject filing in a complete, timely and meaningful manner.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

## NOTICE OF PROPOSED AMENDMENT(S)

1) Heading of the Part: Data Collection

2) Code Citation: 77 Ill. Adm. Code 2510

3) Section Numbers: Proposed Action:

2510.70 Amendment

4) Statutory Authority: Section 2-3 of Article II and Section 2-3 and 4-2 of Article IV of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 6502-3 and 6504-2)[20 ILCS 2215 2-3 and 4-2].

5) A Complete Description of the Subjects and Issues Involved: The amendment amends established charges to be charged to requesting entities which cover at minimum the direct and indirect costs of acquiring information and of developing and producing new data product reports or special analyses.

6) Will this proposed rule replace an emergency rule currently in effect?  
No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Does this amendment contain incorporations by reference? No.

9) Are there any other proposed amendments pending on this part? No.

10) Statement of Statewide Policy Objectives: The proposed amendment amends prices for Agency data products.

11) Time, Place and Manner in Which Interested Persons May Comment on this: Rulemaking: Comments may be submitted in writing to Britt Hagen, Deputy Executive Director, Illinois Health Care Cost Containment Council, 4500 South Sixth Street Road, Suite 215, Springfield, Illinois 62703-5118. Written comments should be submitted no later than October 7, 1994.

12) Initial Regulatory Flexibility Analysis:

A) Date Rule Submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:

B) Type of Small Business affected: Hospitals

C) Reporting, Bookkeeping or other procedures required for compliance:  
No additional required.

D) Type of professional skill's necessary for compliance: No additional required.

## ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

## NOTICE OF PROPOSED AMENDMENT(S)

The full text of the Proposed Amendments are identical to the Emergency Amendments appearing in this issue of the Register on page 14309.

DEPARTMENT OF NUCLEAR SAFETY  
NOTICE OF PROPOSED AMENDMENT

10) Statement of Statewide Policy Objectives: The requirements imposed by the proposed rulemaking are not expected to require local governments to establish, expand, or modify their activities in such a way as to necessitate additional expenditures from local revenues.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Comments on this proposed rulemaking may be submitted in writing for a period of 45 days following publication of this notice. The Department will consider fully all written comments on this proposed rulemaking submitted during the 45 day comment period. Comments should be submitted to:

Robert B. Holtsclaw  
Staff Attorney  
Department of Nuclear Safety  
1035 Outer Park Drive  
Springfield, Illinois 62704  
(217) 524-1003 (voice)  
(217) 782-6133 (TDD)

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not for profit corporations affected: These amendments will affect small businesses that provide industrial radiography services. The Department believes that these amendments will not have any direct impact on small municipalities or not for profit corporations.

B) Reporting, bookkeeping or other procedures required for compliance: No additional reporting, recordkeeping or other procedures are required for compliance with this amendment.

C) Types of professional skills necessary for compliance: In order to comply with the requirements of this Part, licensees and registrants will have to ensure that only individuals who have received training and demonstrated competence to perform industrial radiography procedures.

The full text of the Proposed Amendment begins on the next page:

DEPARTMENT OF NUCLEAR SAFETY  
NOTICE OF PROPOSED AMENDMENT

1) Heading of the Part: RADIATION SAFETY REQUIREMENTS FOR INDUSTRIAL RADIOGRAPHIC OPERATIONS

2) Code Citation: 32 Ill. Adm. Code 350

Proposed Action:

- 3) Section Number:  
350.30 Amendment
- 350.1020 Amendment
- 350.1040 Amendment
- 350.2010 Amendment
- 350.2030 Amendment
- 350.2040 Amendment
- 350.3010 Amendment
- 350.3045 Amendment
- APPENDIX A Repeal

4) Statutory Authority: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].

5) A Complete Description of the Subjects and Issues Involved: The Department is proposing to amend this rule to: (1) incorporate the requirements that industrial radiography licensees and registrants use only certified personnel; (2) change the reference of "radiographer's assistants" to "radiographer trainees" to be consistent with the terminology used in 32 Ill. Adm. Code 405; (3) change the minimum survey instrument calibration interval from 3 months to 6 months; (4) change the minimum interval for radiographer audits from 3 months to 12 months for those individuals who regularly conduct industrial radiographic operations; (5) require job performance audit for those individuals who have not performed industrial radiographic operations for more than 6 months; (6) provide relief to individuals performing radiography with sealed sources from the alarm rate-meter requirement for operations at permanent radiography installations; and (7) repeal Appendix A.

6) Will this proposed amendment replace an emergency rule currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this proposed amendment contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? No



## DEPARTMENT OF NUCLEAR SAFETY

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## TITLE 32: ENERGY

## CHAPTER II: DEPARTMENT OF NUCLEAR SAFETY

## SUBCHAPTER b: RADIATION PROTECTION

## PART 350

## RADIATION SAFETY REQUIREMENTS FOR INDUSTRIAL RADIOGRAPHIC OPERATIONS

## SUBPART A: GENERAL PROVISIONS

Section	Purpose
350.10	Scope
350.20	Incorporations by Reference
350.25	Definitions
350.30	Exemptions
350.40	Receipt, Transfer and Disposal of Sources of Radiation
350.50	

## SUBPART B: EQUIPMENT CONTROL

Section	Requirements for Radiography Equipment Using Radiographic Exposure Devices
350.1000	Requirements for Radiography Equipment Using Radiographic Exposure Devices
350.1005	Requirements for Radiography Equipment Using Radiation Machines
350.1010	Limits on Levels of Radiation for Radiographic Exposure Devices, Source Changers and Transport Containers
350.1020	Locking of Sources of Radiation
350.1030	Permanent Storage Precautions
350.1040	Radiation Survey Instruments
350.1050	Testing for Leakage or Contamination, Repair, Tagging, Opening, Modification and Replacement of Sealed Sources
350.1060	Quarterly Inventory
350.1070	Utilization Logs
350.1080	Inspection and Maintenance
350.1090	Permanent Radiographic Installations

## SUBPART C: PERSONAL RADIATION SAFETY REQUIREMENTS FOR RADIOGRAPHERS AND RADIOGRAPHERS--ASSISTANTS RADIOGRAPHER TRAINEES

Section	Training and Testing
350.2010	Training and Testing
350.2020	Operating and Emergency Procedures
350.2030	Personnel Monitoring Control
350.2040	Supervision of Radiographers--Assistants Radiographer Trainees

## SUBPART D: PRECAUTIONARY PROCEDURES IN RADIOGRAPHIC OPERATIONS

Section	Access Control and Security
350.3010	Access Control and Security
350.3020	Posting

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350.3030	Radiation Surveys and Survey Records
350.3040	Records Required at Temporary Job Sites
350.3045	Operating Requirements
350.3048	Notification of Incidents
350.3050	Special Requirements and Exemptions for Enclosed Radiography Systems
350.3060	Special Requirements and Exemptions for Enclosed Radiography Systems, other than those Described in Section 350.3050 that are Designed to Allow Admittance of Individuals (Repealed)
350.3070	Special Requirements and Exemptions for Certified and Non-Certified Cabinet X-Ray Systems Designed to Exclude Individuals (Repealed)
350.3080	Special Requirements for Mobile or Portable Radiation Machines (Repealed)
350.3090	Special Requirements for Underwater and Lay-Barge Radiography
350.4000	Prohibitions
350.4010	Licensing and Registration Requirements for Industrial Radiographic Operations
350.4020	Radiation Safety Officer
350.4030	Reciprocity

## APPENDIX A Subjects to be Covered During the Instruction of Radiographers (Repealed)

## APPENDIX B General Requirements for Inspection of Industrial Radiographic Equipment

## APPENDIX C Retention Requirements for Records

AUTHORITY: Implementing and authorized by the Radiation Protection Act of 1990 [420 ILCS 40].

SOURCE: Filed and effective April 20, 1974, by the Department of Public Health; transferred to the Department of Nuclear Safety by P.A. 81-1516, effective December 3, 1980; codified at 7 Ill. Reg. 14744; recodified at 10 Ill. Reg. 11265; amended at 10 Ill. Reg. 17287, effective September 25, 1986; amended at 13 Ill. Reg. 13592, effective August 11, 1989; amended at 18 Ill. Reg. 7263, effective May 2, 1994; expedited correction at 18 Ill. Reg. 10943, effective May 2, 1994; amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## SUBPART A: GENERAL PROVISIONS

## Section 350.30 Definitions

As used in this Part, the following definitions apply:

"ALARA" means as low as is reasonably achievable as defined in 32 Ill. Adm. Code 310.20.

"Associated equipment" means equipment used in conjunction with a radiographic exposure device to make radiographic exposure where such equipment drives, guides, or comes into contact with the source (i.e.,

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guide tube, control tube, crank, removable source stop, "J" tube).

"Cabinet radiography" means industrial radiography conducted in an enclosure or cabinet so shielded that doses to individual members of the public at every location on the exterior meet the limitations specified in 32 Ill. Adm. Code 340.310(a).

"Cabinet x-ray system" means an x-ray system with the x-ray tube installed in an enclosure which, independent of existing architectural structures except the floor on which it may be placed, is intended to contain at least that portion of a material being irradiated, provide radiation attenuation and exclude personnel from its interior during generation of x radiation. Included are all x-ray systems designed primarily for the inspection of carry-on baggage at airline, railroad and bus terminals and in similar facilities. An x-ray tube used within a shielded part of a building or x-ray equipment which may temporarily or occasionally incorporate portable shielding is not considered a cabinet x-ray system.

"Collimator" means a radiation shield of lead or other heavy metal which is placed on the end of a guide tube or directly onto a radiographic exposure device to restrict the size and shape of the radiation beam when the sealed source is moved into position to make a radiographic exposure.

"Crank-out device" means the cable, protective sheath and handcrank used to move the sealed source from the shielded to the unshielded position to make an industrial radiographic exposure.

"Enclosed radiography" means industrial radiography conducted in an enclosed cabinet or room and includes cabinet radiography and shielded-room radiography.

"GED" means general equivalency diploma.

"Industrial radiography" means the process used to perform the examination of the macroscopic structure of materials by non-destructive methods using radioactive material or radiation machines.

"Lay-barge radiography" means industrial radiography performed on any water vessel used for laying pipe.

"Lixiscope" means a portable light-intensified imaging device using a sealed source.

"Lock-out survey" means a radiation survey performed to determine that a sealed source is in its shielded position. The lock-out survey is performed before moving the radiographic exposure device or source

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changer to a new location. The lock-out survey is also performed when securing the radiographic exposure device or source changer against unauthorized removal.

"Permanent radiographic installation" means an installation or structure designed or intended for radiography and in which radiography is regularly performed.

"Permanent use or storage location" means a location listed on a radioactive material license or a certificate of registration where sources of radiation are used or stored.

"Personal supervision" means the provision of guidance and instruction to a radiographer's assistant radiographer trainee by a radiographer who is:

physically present at the site;  
in visual contact with the radiographer's assistant radiographer trainee while the assistant trainee is using sources of radiation; and  
in such proximity that immediate assistance can be given if required.

"Radiation safety officer" means an individual who is both designated as a radiation safety officer in accordance with Section 350.4020 and who meets the requirements of Section 350.4020 and 32 Ill. Adm. Code 310.20.

"Radiographer" means any individual who performs or personally supervises industrial radiographic operations. Radiographers shall meet the requirements of Section 350.2010(a) and shall comply with the requirements of 32 Ill. Adm. Code: Chapter II, Subchapters b and d, all license conditions, if any, and orders of the Department.

"Radiographer's assistant"--means--any--individual--who--under--the--personal--supervision--of--a--radiographer--uses--sources--of--radiation--related--handling--tools--or--radiation--survey--instruments--in--industrial radiography--Radiographer's assistants--shall--meet--the--requirements--of--Section--350.2010(b)--and--shall--comply--with--the--requirements--of--32--Ill--Adm--Code--Chapter--II--Subchapters--b--and--d--all--license--conditions--if--any--and--orders--of--the--Department.

"Radiographer trainee" means any individual who uses sources of radiation and related handling tool or radiation survey instruments under the personal supervision of a radiographer. Radiographer trainee shall meet the requirements of Section 350.2010(b) and shall comply with the requirements of 32 Ill. Adm. Code: Chapter II, Subchapters b and d, all license conditions, if any, and orders of the Department.

"Radiographic exposure device" means any instrument containing a



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sealed source fastened or contained therein, in which the sealed source or shielding thereof may be moved or otherwise changed from a shielded to an unshielded position for purposes of making a radiographic exposure (i.e., camera).

"Sealed source" (i.e., pill) means any capsule or matrix as defined in 32 Ill. Adm. Code 310.20.

"Shielded position" means the location within the radiographic exposure device or storage container which, by manufacturer's design, is the proper location for storage of the sealed source.

"Shielded-room radiography" means industrial radiography conducted in a room so shielded that doses to individual members of the public at every location on the exterior meet the limitations as specified in 32 Ill. Adm. Code 340.310(a) (i.e., bay, bunker, cell).

"Source assembly" means a component to which the sealed source is affixed or in which the sealed source is contained. The source assembly includes the sealed source (i.e., pigtail).

"Source changer" means a device designed and used for replacement of sealed sources in radiographic exposure devices, including those source changers also used for transporting and storage of sealed sources.

"Storage container" means the structure in which sealed sources are secured and stored at a permanent storage location as described in Section 350.4010(d)(1).

"Temporary job site" means any location that is not specifically listed on a radioactive material license or certificate of registration where industrial radiography is performed for 180 days or less during any consecutive 12 months.

"Transport container" means a package that is designed and constructed to provide radiation safety and security when sealed sources are transported and meets all applicable regulations of the U.S. Department of Transportation.

"Underwater radiography" means industrial radiography performed when the radiographic exposure device and related equipment are beneath the surface of water.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

SUBPART B: EQUIPMENT CONTROL

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## Section 350.1020 Locking of Sources of Radiation

- Each radiographic exposure device, source changer and storage container shall be kept locked at all times except when under the direct surveillance of a radiographer or ~~radiographer's assistant~~ radiographer trainee, or as authorized pursuant to Section 350.3010.
- Each radiographic exposure device and source changer shall be locked and the key removed from any keyed lock prior to being moved or transported and also prior to being stored at a given location.
- Each sealed source shall be secured in its shielded position by locking the radiographic exposure device or source changer each time the sealed source is returned to its shielded position.
- Radiation machines shall be locked and the key removed at all times except when under the direct surveillance of a radiographer or a ~~radiographer's assistant~~ radiographer trainee or as may be otherwise authorized pursuant to Section 350.3010.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 350.1040 Radiation Survey Instruments

- The licensee or registrant shall maintain sufficient calibrated and operable radiation survey instruments to make physical radiation surveys as required by this Part and 32 Ill. Adm. Code 340.510(a). Instrumentation required by this Section shall have a range such that 0.516 micro C/kg (2 mR) per hour through 258 micro C/kg (1 R) per hour can be measured.

- Each radiation survey instrument shall be calibrated:

- At energies appropriate for use;
  - At intervals not to exceed 3 6 months and after each instrument servicing other than battery replacement;
  - Such that accuracy within plus or minus 20 percent can be demonstrated;
  - At two or more widely separated points, other than zero, on each scale, or one point of each scale for digital devices. For instruments without multiple scales, calibration shall be performed at six points equally spaced across the range of 0.516 micro C/kg (2 mR) per hour to 258 micro C/kg (1 R) per hour; and
  - By a person licensed by the Department, the U.S. Nuclear Regulatory Commission, an Agreement State or a Licensing State to perform such service.
- Records of calibrations shall be maintained for 5 years after the calibration date for inspection by the Department.
  - Immediately prior to use, a radiation survey instrument shall be checked to ensure that it is operating properly by bringing it near a source of radiation and observing a response. Instruments that fail to respond shall not be used.

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(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

SUBPART C: PERSONAL RADIATION SAFETY REQUIREMENTS FOR  
RADIOGRAPHERS AND RADIOGRAPHERS' ASSISTANTS RADIOGRAPHER TRAINEES

## Section 350.2010 Training and Testing

a) The licensee or registrant shall not permit any individual to act as a radiographer, as defined in this Part, until such individual:

1) Has been instructed in the subjects outlined in Section 350.2010 Appendix A. Has been certified by the Department pursuant to 32 Ill. Adm. Code 405.90(a) or (c) for the class of radiography (i.e., radioactive materials, radiation machines, or both) that the licensee or registrant is authorized to perform and such certification has neither expired nor been suspended or revoked by the Department;

2) Has received copies of this Part, 32 Ill. Adm. Code 340 and 400, a copy of the license or certificate of registration issued to the licensee or registrant and copies of and instructions in the licensee's or registrant's operating and emergency procedures;

3) Has been instructed in the use of the licensee's or registrant's sources of radiation, radiographic exposure devices, related handling tools and radiation survey instruments; and

4) Has demonstrated, to the satisfaction of the licensee or registrant, an understanding of the instructions provided pursuant to subsections (a) (2) and (3) above as evidenced by having successfully completed a written test and a field examination.

b) The licensee or registrant shall not permit any individual to act as a radiographer's assistant radiographer trainee, as defined in this Part, until such individual:

1) Has received copies of and instruction in the licensee's or registrant's operating and emergency procedures. Has been certified by the Department pursuant to 32 Ill. Adm. Code 405.90(b) for the class of radiography (i.e., radioactive materials, radiation machines, or both) that the licensee or registrant is authorized to perform and such certification has neither expired nor been suspended or revoked by the Department; and

2) Has been instructed in the use of and has demonstrated, to the satisfaction of the licensee or registrant, that when the individual is under the personal supervision of the radiographer, the individual is competent to use the source of radiation, radiographic exposure devices, related handling tools and radiation survey instruments that will be used in the position, and has met the requirements of subsections (a)(2) through (a)(4) above.

3) Has demonstrated, to the satisfaction of the licensee or

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registrant, an understanding of the instructions in subsection (b) by having successfully completed a written or oral test and a field examination on subjects relevant to the position.

c) Records of the above training, including copies of written tests and dates of oral tests and field examinations, shall be maintained for inspection by the Department for 3 years following termination of employment or until the radioactive material license or certificate of registration is terminated.

d) Each licensee or registrant shall conduct an internal audit program to ensure that the Department's radioactive material license conditions are the licensee's or registrant's operating and emergency procedures are followed by each radiographer and radiographer's assistant radiographer trainee. The licensee or registrant shall audit the job performance of each radiographer and radiographer's assistant radiographer trainee. These performance audits shall be conducted during an actual radiographic operation and shall be conducted at intervals not to exceed 3 months. If it has been more than 3 months since the licensee or registrant audited the performance of a radiographer or radiographer's assistant, the licensee or registrant shall observe and record the performance of the radiographer or radiographer's assistant the next time that individual participates in an industrial radiographic operation. Records of these audits shall be maintained for inspection by the Department for 5 years from the date of the audit. The internal audit program shall:

1) Include observation by the licensee or registrant of the job performance of each radiographer and radiographer's trainee during an actual industrial radiographic operation at intervals not to exceed 12 months.

2) Provide that, if a radiographer or a radiographer's trainee has not participated in an industrial radiographic operation for more than 6 months since the last audit, the individual's job performance shall be observed and recorded by the licensee or registrant when the individual next participates in an industrial radiographic operation.

e) Records of these audits shall be maintained for inspection by the Department for 5 years from the date of the audit

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 350.2030 Personnel Monitoring Control

a) The licensee or registrant shall not permit any individual to act as a radiographer or as a radiographer's assistant radiographer trainee unless, at all times during radiographic operations, each such individual wears a direct reading pocket ionization chamber (i.e., pocket dosimeter) and either a film badge or a thermoluminescent dosimeter (TLD). Each film badge or TLD shall be assigned to and worn by only one individual.



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b) Pocket ionization chambers (i.e., pocket dosimeters) shall meet the criteria in ANSI N13.5-1972, "Performance Specifications for Direct Reading and Indirect Reading Pocket Dosimeters for X- and Gamma Radiation" published 1972, exclusive of subsequent amendments or editions.

c) The use of pocket ionization chambers (i.e., pocket dosimeters) is subject to the following requirements:

- 1) Pocket ionization chambers shall be recharged at least daily or at least at the start of each work shift;
  - 2) Pocket ionization chambers shall be read and exposures recorded at least at the beginning and end of each worker's shift involving the use of a source of radiation;
  - 3) Pocket ionization chambers shall be checked for correct response to radiation at periods not to exceed 1 year. Acceptable dosimeters shall read within plus or minus 30 percent of the true radiation exposure. Records of pocket ionization chamber (i.e., pocket dosimeter) calibrations shall be maintained for inspection by the Department for 5 years; and
  - 4) If an individual's pocket ionization chamber is discharged beyond its range (i.e., goes "off-scale"), industrial radiographic operations by that individual shall cease immediately and the individual's film badge or TLD shall be sent immediately for processing. The individual shall not use sources of radiation until the individual's radiation dose has been determined.
- d) Reports received from the film badge or TLD processor and records of daily pocket ionization chamber (i.e., pocket dosimeter) readings shall be kept for inspection by the Department until the radioactive material license or certificate of registration is terminated or until the Department authorizes their disposition, in writing, following a determination by the Department that the records contain inaccurate personnel monitoring information.

e) In addition to other requirements of this Section, each individual performing radiography with sealed sources at a location other than a permanent radiography installation shall wear an alarm ratemeter. Each alarm ratemeter shall:

- 1) Be checked prior to use at the start of each shift to ensure that the alarm functions properly (sounds);
- 2) Be set to give an alarm signal at a preset dose rate of 5mSv (500 mrem) per hour or less;
- 3) Require special means to change the preset alarm function; and
- 4) Be calibrated, at periods not to exceed 1 year, for correct response to radiation. Ratemeters shall alarm within plus or minus 20 percent of the true radiation dose rate. Records of alarm ratemeter calibrations shall be maintained for inspection by the Department for 5 years.

f) The alarm ratemeter shall be used in addition to, and not as a substitute for, the portable survey instrument required by Section 350.3030. The alarm ratemeter is intended to provide additional assurance that the radiation exposure levels are within regulatory

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limits.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

### Section 350.2040 Supervision of Radiographers--Assistants Radiographer Trainees

Except when under the personal supervision of a radiographer, a radiographer's assistant radiographer trainee shall not use radiographic exposure devices, sealed sources, or related source handling tools, or conduct radiation surveys required by Sections 350.3030(b) and 350.3030(c) to determine that the sealed source has returned to the shielded position after an exposure.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

#### SUBPART D: PRECAUTIONARY PROCEDURES IN RADIOGRAPHIC OPERATIONS

### Section 350.3010 Access Control and Security

a) During each radiographic operation, the radiographer or radiographer's assistant radiographer trainee shall maintain a direct surveillance of the operation to protect against unauthorized entry into a high radiation area, as defined in 32 Ill. Adm. Code 310, except:

- 1) Where the high radiation area is equipped with a control device or alarm system as described in 32 Ill. Adm. Code 340.610(a), or
  - 2) Where the high radiation area is locked to protect against unauthorized or accidental entry.
- b) Sources of radiation shall not be left unattended except when secured against unauthorized use, access or removal.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

### Section 350.3045 Operating Requirements

a) When radiography is performed at a location other than a permanent radiographic installation, a minimum of two radiographic personnel shall be present to operate the radiographic exposure device. At least one of the radiographic personnel shall be a radiographer. The other radiographic personnel may be either a radiographer or radiographer's assistant radiographer trainee.

b) Collimators shall be used in industrial radiographic systems that use crank-out devices except when physically impossible.

c) Other than a radiographer, or a radiographer's assistant radiographer trainee who is under the personal supervision of a radiographer, no person shall manipulate controls or operate equipment used in industrial radiographic operations.

d) At each job site, the following shall be supplied by the licensee or

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registrant:

- 1) The appropriate barrier ropes and signs;
  - 2) At least one operable, calibrated survey instrument;
  - 3) A current whole body individual monitoring device (TLD or film badge) for each worker;
  - 4) An operable, calibrated pocket ionization chamber (i.e., pocket dosimeter) with a range of zero to 51.6 micro C/kg (200 mR) for each worker; and
  - 5) An operable, calibrated, alarm ratemeter for each worker who performs industrial radiography with a sealed source.
- e) Industrial radiographic operations shall not be performed if any of the items in subsection (d) above are not available at the job site or are inoperable.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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# Section 350.APPENDIX A Subjects to be Covered During the Instruction of Radiographers Repealed

- i) Fundamentals-of-Radiation-Safety
  - A) Characteristics-of-radiation
  - B) Units-of-radiation-dose-and-quantity-of-radioactivity
  - C) Significance-of-radiation-dose
    - 1) Radiation-protection-standards
    - 2) Biological-effects-of-radiation
  - B) Levels-of-radiation-from-sources-of-radiation
  - E) Methods-of-controlling-radiation-dose
    - 1) Working-time
    - 2) Working-distances
    - 3) Shielding
- ii) Radiation-Detection-Instrumentation-to-be-Used
  - A) Use-of-radiation-survey-instruments
    - 1) Operation
    - 2) Calibration
    - 3) Limitations
  - B) Survey-techniques
  - C) Use-of-personnel-monitoring-equipment
    - 1) Film-badges
    - 2) Thermoluminescent-dosimeters
    - 3) Pocket-dosimeters
  - iii) Radiographic-Equipment-to-be-Used
    - A) Remote-handling-equipment
    - B) Radiographic-exposure-devices--and--sealed--sources--including pictures--or--models--of--source--assemblies--(i.e., pigtail)
    - C) Storage-containers--transport--containers--and--source-changers
    - B) Operation-and-control-of-x-ray-equipment
    - B) Collimators
  - iv) The-Requirements-of-Pertinent-Federal-and-State-Regulations
  - v) The---Licensees---or---Registrants---Written---Operating---and---Emergency Procedures
  - vi) Case-Histories-of-Radiography-Accidents

(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Effluent Standards

2) Code Citation: 35 Ill. Adm. Code 304

3) Section Numbers: Proposed Action:  
304.122 Amend  
304.301 Repeal

4) Statutory Authority: 415 ILCS 5/13, 27 and 28.2

5) A Complete Description of the Subjects and Issues Involved:

These proposed amendments are part of a proceeding entitled, Amendments to 35 Ill. Adm. Code 302.202, 302.208, 302.212, 302.213, 302.407, 304.122 and 304.301 (Ammonia Nitrogen, Lead and Mercury)(Docket # R94-1). Other related amendments are proposed in Part 302 and are contained in a separate notice pertaining to that Part.

Pursuant to 415 ILCS 5/8.2(e), the Illinois Environmental Protection Agency has certified that the proposed revisions to the Water Quality Standards are federally required. These proposed amendments also provide a directive to the Agency controlling the application of the amended rules to dischargers required to have a National Pollutant Discharge Elimination System (NPDES) permit. The Agency is required to set effluent discharge limits at existing amounts (with an allowance for growth), and when the Agency determines according to specified factors that the receiving water body has been modified by effluents, the Agency is required to establish effluent permit limits no lower than specified amounts.

6) Will this proposed amendment replace an emergency rule currently in effect?  
\_\_\_\_ Yes X No

7) Does this rulemaking contain an automatic repeal date? No

If "yes," please specify the date: \_\_\_\_\_

8) Does this proposed amendment contain incorporations by reference?  
\_\_\_\_ Yes X No

9) Are there any other proposed amendments pending on this Part?  
\_\_\_\_ Yes X No

10) Statement of Statewide Policy Objectives: These proposed amendments are consistent with the policy objectives set out in Section 11(b) of the Environmental Protection Act, Ill. Rev. Stat. 1991, ch. 111 1/2, par. 1011(b) [415 ILCS 5/11(b)]. The proposed revisions to water quality standards impose a federal mandate on units of local government that operate sewage treatment works.

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENTS

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R94-1 and be addressed to:

Ms. Dorothy Gunn, Clerk  
Illinois Pollution Control Board  
James R. Thompson Center, Suite 11-500  
100 West Randolph Street  
Chicago, Illinois 60601

The Board will also hold public hearings in this matter. Questions concerning this rulemaking should be addressed to Diane O'Neill at (312) 814-6062.

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: September 16, 1994

B) Types of small businesses affected: There are no known small businesses that would be affected by the proposed amendment.

C) Reporting, bookkeeping or other procedures required for compliance: The existing rules and proposed amendments require reporting, bookkeeping and other procedures including the taking of effluent and stream samples, water analysis, and reporting. The proposed amendments may change the way in which the existing regulations affect wastewater discharges.

D) Types of professional skills necessary for compliance: Compliance with the existing rules and proposed amendments may require the services of biologists, chemists and registered professional engineers.

The full text of the Proposed Amendments begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE C: WATER POLLUTION

CHAPTER I: POLLUTION CONTROL BOARD

PART 304

EFFLUENT STANDARDS

SUBPART A: GENERAL EFFLUENT STANDARDS

Section	
304.101	Preamble
304.102	Dilution
304.103	Background Concentrations
304.104	Averaging
304.105	Violation of Water Quality Standards
304.106	Offensive Discharges
304.120	Deoxygenating Wastes
304.121	Bacteria
304.122	Total Ammonia Nitrogen (as N: STORET number 00610)
304.123	Phosphorus (STORET number 00665)
304.124	Additional Contaminants
304.125	pH
304.126	Mercury
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304.202	Chlor-alkali Mercury Discharges in St. Clair County
304.203	Copper Discharges by Olin Corporation
304.204	Schoenberger Creek: Groundwater Discharges
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304.211	Discharges From Borden Chemicals and Plastics Operating Limited Partnership Into an Unnamed Tributary of Long Point Slough
304.212	Sanitary District of Decatur Discharges
304.213	UNO-VEN Refinery Ammonia Discharge
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304.218	City of Pana Phosphorus Discharge
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304.301	Exception for Ammonia Nitrogen Water Quality Violations (Repealed)
304.302	City of Joliet East Side Wastewater Treatment Plant
304.303	Amerock Corporation, Rockford Facility

APPENDIX A References to Previous Rules

AUTHORITY: Implementing Section 13 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/13 and 27].

SOURCE: Filed with the Secretary of State January 1, 1978; amended at 2 Ill. Reg. 30, P. 343, effective July 27, 1978; amended at 2 Ill. Reg. 44, p. 151, effective November 2, 1978; amended at 3 Ill. Reg. 20, p. 95, effective May 17, 1979; amended at 3 Ill. Reg. 25, p. 190, effective June 21, 1979; amended at 4 Ill. Reg. 20, p. 53, effective May 7, 1980; amended at 6 Ill. Reg. 563, effective December 24, 1981; codified at 6 Ill. Reg. 7818; amended at 6 Ill. Reg. 11161, effective September 7, 1982; amended at 6 Ill. Reg. 13750, effective October 26, 1982; amended at 7 Ill. Reg. 3020, effective March 4, 1983; amended at 7 Ill. Reg. 8111, effective June 23, 1983; amended at 7 Ill. Reg. 14515, effective October 14, 1983; amended at 7 Ill. Reg. 14910, effective November 14, 1983; amended at 8 Ill. Reg. 1600, effective January 18, 1984; amended at 8 Ill. Reg. 3687, effective March 14, 1984; amended at 8 Ill. Reg. 8237, effective June 8, 1984; amended at 9 Ill. Reg. 1379, effective January 21, 1985; amended at 9 Ill. Reg. 4510, effective March 22, 1985; peremptory amendment at 10 Ill. Reg. 456, effective December 23, 1985; amended at 11 Ill. Reg. 3117, effective January 28, 1987; amended in R84-13 at 11 Ill. Reg. 7291, effective April 3, 1987; amended in R86-17(A) at 11 Ill. Reg. 14748, effective August 24, 1987; amended in R84-16 at 12 Ill. Reg. 2445, effective January 15, 1988; amended in R83-23 at 12 Ill. Reg. 8658, effective May 10, 1988; amended in R87-27 at 12 Ill. Reg. 9905, effective May 27, 1988; amended in R82-7 at 12 Ill. Reg. 10712, effective June 9, 1988; amended in R85-29 at 12 Ill. Reg. 12064, effective July 12, 1988; amended in R87-22 at 12 Ill. Reg. 13966, effective August 23, 1988; amended in R86-3 at 12 Ill. Reg. 20126, effective November 16, 1988; amended in R84-20 at 13 Ill. Reg. 851, effective January 9, 1989; amended in R85-11 at 13 Ill. Reg. 2060, effective February 6, 1989; amended in R88-1 at 13 Ill. Reg. 5976, effective April 18, 1989; amended in R86-17(B) at 13 Ill. Reg. 7754, effective May 4, 1989, amended in R88-22 at 13 Ill. Reg. 8880, effective May 26, 1989; amended in R87-6 at 14 Ill. Reg. 6777, effective April 24, 1990; amended in R87-36 at 14 Ill. Reg. 9437, effective May 31, 1990; amended in R88-21(B) at 14 Ill. Reg. 12538, effective July 18, 1990; amended in R84-44 at 14 Ill. Reg. 20719, effective December 11, 1990; amended



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in R86-14 at 15 Ill. Reg. 241, effective December 18, 1990; amended in R93-8 at 18 Ill. Reg. 267, effective December 22, 1993; amended in R87-33 at 18 Ill. Reg. 11574, effective July 7, 1994; amended in R94-1 at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## SUBPART A: GENERAL EFFLUENT STANDARDS

Section 304.122 Total Ammonia Nitrogen (as N: STORET number 00610)

- a) No effluent from any source which discharges to the Illinois River, the Des Plaines River downstream of its confluence with the Chicago River System or the Calumet River System, and whose untreated waste load is 50,000 or more population equivalents shall contain more than 2.5 mg/l of total ammonia nitrogen as N during the months of April through October, or 4 mg/l at other times.
- b) Sources discharging to any of the above waters and whose untreated waste load cannot be computed on a population equivalent basis comparable to that used for municipal waste treatment plants and whose total ammonia nitrogen as N discharge exceeds 45.4 kg/day (100 pounds per day) shall not discharge an effluent of more than 3.0 mg/l of total ammonia nitrogen as N.
- c) In addition to the effluent standards set forth in subsections (a) and (b) above, all sources are subject to Section 304.105 unless the Agency determines as part of the NPDES Permit Program under 35 Ill. Adm. Code 309, Subpart A that alternate effluent standards are applicable pursuant to subsection (d) of this Section.
- d) All discharges to effluent modified waters as defined at 35 Ill. Adm. Code 302.213, except for treatment works qualifying under Section 304.120(c), must demonstrate to the Agency that their effluent will not exceed monthly averages of 1.5 mg/l total ammonia as N during the months of April through October, or 4.0 mg/l total ammonia as N at other times. The Agency shall apply the following restrictions in a NPDES permit:
  - 1) Dischargers achieving lower ammonia concentrations than given above, yet not meeting the chronic water quality standards of 35 Ill. Adm. Code 302.212(b), shall maintain their existing level of performance consistent with the facility's expected organic and hydraulic loadings for the duration of their NPDES permit.
  - 2) New or expanded discharges that increase ammonia loading to general use waters and/or create effluent modified waters or portions of waters must demonstrate compliance to the Agency with the nondegradation requirements at 35 Ill. Adm. Code 302.105.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.)

## SUBPART C: TEMPORARY EFFLUENT STANDARDS

## Section 304.301 Exception for Ammonia Nitrogen Water Quality Violations

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## (Repealed)

- a) Section 304.105 shall not apply to 35 Ill. Adm. Code 302.212 for any source during the months of November through March except that during the months of November through March no source shall discharge an effluent containing a concentration of ammonia nitrogen greater than 4.0 mg/l if the discharger alone or in combination with other discharges causes or contributes to a violation of 35 Ill. Adm. Code 302.212.
- b) Compliance with the provisions of subsection (a) shall be achieved by March 31, 1979, or such other date as required by NPDES permit or as ordered by the Board under Title VIII of the Environmental Protection Act.
- c) After July 1, 1991, the exemptions provided in this Section shall terminate.

(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.)

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1) Heading of the Part: Water Quality Standards

2) Code Citation: 35 Ill. Adm. Code 302

3) Section Numbers: Proposed Action:

302.202

Amend

302.208

Amend

302.212

Amend

302.213

New Section

302.407

Amend

4) Statutory Authority: 415 ILCS 5/13, 27 and 28.2

5) A Complete Description of the Subjects and Issues Involved:

These proposed amendments are part of a proceeding entitled, Amendments to 35 Ill. Adm. Code 302.202, 302.208, 302.212, 302.213, 302.407, 304.122 and 304.301 (Amonia Nitrogen, Lead and Mercury) (Docket # R94-1). Other related amendments are proposed in Part 304 and are contained in a separate notice pertaining to that Part.

Pursuant to 415 ILCS 5/28.2(e), the Illinois Environmental Protection Agency has certified that the proposed revisions to the Water Quality Standards are federally required. These proposed amendments also provide a directive to the Agency controlling the application of the amended rules to dischargers required to have a National Pollutant Discharge Elimination System (NPDES) permit. The Agency is required to set effluent discharge limits at existing amounts (with an allowance for growth), and when the Agency determines according to specified factors that the receiving water body has been modified by effluents, the Agency is required to establish effluent permit limits no lower than specified amounts.

6) Will this proposed amendment replace an emergency amendment currently in effect? Yes ☒ No ☐

7) Does this rulemaking contain an automatic repeal date?

Yes ☒ No ☐

8) Does this proposed amendment contain incorporations by reference?

Yes ☒ No ☐

9) Are there any other proposed amendments pending on this Part? Yes ☐

☒ No

10) Statement of Statewide Policy Objectives: These proposed amendments are consistent with the policy objectives set out in Section 11(b) of the Environmental Protection Act (415 ILCS 5/11(b)). The proposed revisions to water quality standards impose a federal mandate on units of local government that operate sewage treatment works.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R94-1 and be addressed to:

Ms. Dorothy Gunn, Clerk  
Illinois Pollution Control Board  
James R. Thompson Center, Suite 11-500  
100 West Randolph Street  
Chicago, Illinois 60601

The Board will also hold public hearings in this matter. Questions concerning this rulemaking should be addressed to Diane O'Neill at (312) 814-6062.

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: September 16, 1994.

B) Types of small businesses affected: There are no known small businesses that would be affected by the proposed amendment.

C) Reporting, bookkeeping or other procedures required for compliance: The existing rules and proposed amendments require reporting, bookkeeping and other procedures including the taking of effluent and stream samples, water analysis, and reporting. The proposed amendments may change the way in which the existing regulations affect wastewater discharges.

D) Types of professional skills necessary for compliance: Compliance with the existing rules and proposed amendments may require the services of biologists, chemists and registered professional engineers.

The full text of the Proposed Amendments begins on the next page:



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TITLE 35: ENVIRONMENTAL PROTECTION  
 SUBTITLE C: WATER POLLUTION  
 CHAPTER I: POLLUTION CONTROL BOARD

PART 302  
 WATER QUALITY STANDARDS

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 Stream Flows  
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## SUBPART B: GENERAL USE WATER QUALITY STANDARDS

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Scope and Applicability  
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 Other Toxic Substances  
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 Total Ammonia Nitrogen and Un-ionized Ammonia  
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## SUBPART C: PUBLIC AND FOOD PROCESSING WATER SUPPLY STANDARDS

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Scope and Applicability  
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## SUBPART D: SECONDARY CONTACT AND INDIGENOUS AQUATIC LIFE STANDARDS

Section  
 302.401  
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Scope and Applicability  
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302.403 Unnatural Sludge  
 302.404 pH  
 302.405 Dissolved Oxygen  
 302.406 Fecal Coliform (Repealed)  
 302.407 Chemical Constituents  
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 302.409 Cyanide  
 302.410 Substances Toxic to Aquatic Life

## SUBPART E: LAKE MICHIGAN WATER QUALITY STANDARDS

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 Determining the Acute Aquatic Toxicity Criterion for an Individual Substance - General Procedures  
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 The Human Threshold Criterion  
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 Determining the Human Threshold Criterion  
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- 302.660 Bioconcentration Factor  
 302.663 Determination of Bioconcentration Factor  
 302.666 Utilizing the Bioconcentration Factor  
 302.669 Listing of Derived Criteria

APPENDIX A References to Previous Rules  
 APPENDIX B Sources of Codified Sections

AUTHORITY: Implementing Section 13 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/13 and 27].

SOURCE: Filed with the Secretary of State January 1, 1978; amended at 2 Ill. Reg. 44, p. 151, effective November 2, 1978; amended at 3 Ill. Reg. 20, p. 95, effective May 17, 1979; amended at 3 Ill. Reg. 25, p. 190, effective June 21, 1979; codified at 6 Ill. Reg. 7818; amended at 6 Ill. Reg. 11161, effective September 7, 1982; amended at 6 Ill. Reg. 13750, effective October 26, 1982; amended at 8 Ill. Reg. 1629, effective January 18, 1984; peremptory amendments at 10 Ill. Reg. 461, effective December 23, 1985; amended at R87-27 at 12 Ill. Reg. 911, effective May 27, 1988; amended at R85-29 at 12 Ill. Reg. 12082, effective July 11, 1988; amended in R88-1 at 13 Ill. Reg. 5998, effective April 18, 1989; amended in R88-21(A) at 14 Ill. Reg. 2899, effective February 13, 1990; amended in R88-21(B) at 14 Ill. Reg. 11974, effective July 9, 1990; amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## Section 302.202 Purpose

The general use standards will protect the State's water for aquatic life (except as provided in Section 302.213), wildlife, agricultural use, secondary contact use and most industrial uses and ensure the aesthetic quality of the State's aquatic environment. Primary contact uses are protected for all general use waters whose physical configuration permits such use.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.)

## Section 302.208 Numeric Standards for Chemical Constituents

- a) The acute standard (AS) for the chemical constituents listed in subsection (d) shall not be exceeded at any time except as provided in subsection (e) (d).
- b) The chronic standard (CS) for the chemical constituents listed in subsection (d) shall not be exceeded by the arithmetic average of at least four consecutive samples collected over any period of at least four days, except as provided in subsection (d). The samples used to demonstrate compliance or lack of compliance with a CS must be collected in a manner which assures an average representative of the sampling period.
- c) The human health standard (HHS) for the chemical constituents listed in subsection (f) shall not be exceeded when the stream flow is at or

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above the harmonic mean pursuant to Section 302.658 nor shall an annual average based on at least eight samples collected in a manner representative of the sample period exceed the HHS except as provided in subsection (d).

- d) In waters where a mixing is allowed pursuant to Section 302.102, the following apply:

- 1) The AS shall not be exceeded in any waters except for those waters for which the Agency has approved a ZID pursuant to Section 302.102;
- 2) The CS shall not be exceeded outside of waters in which mixing is allowed pursuant to Section 302.102;
- 3) The HHS shall not be exceeded outside of waters in which mixing is allowed pursuant to Section 302.102.

(e)

Constituent	STORET Number	AS (ug/L)	CS (ug/L)
Arsenic (total)	01002	360	190
Cadmium (total)	01027	exp[A + Bln(H)], but not to exceed 50 ug/L, where A = -2.918 and B = 1.128	exp((A + Bln(H)), where A = -3.490 and B = 0.7852
Chromium (total hexavalent)	01032	16	11
Chromium (total trivalent)	01033	exp[A + Bln(H)], where A = 3.688 and B = 0.8190	exp[A + Bln(H)], where A = 1.561 and B = 0.8190
Copper (total)	01042	exp[A + Bln(H)], where A = -1.464 and B = 0.9422	exp[A + Bln(H)], where A = -1.465 and B = 0.8545
Cyanide	00718	22	5.2
Lead (total)	01051	exp[A + Bln(H)], but not to exceed 100-ug/lr where A = -1.460-1.301	Not-Appointed exp[A+BlN(H)] where A=-2.863 and B=1.273



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and B = 1.273

Mercury 71900 0-52.6 Not-Appplied  
1.3

TRC 50060 19 11

where: ug/L = microgram per liter,  
exp[x] = base of natural logarithms  
raised to the x-power, and  
ln(H) = natural logarithm of Hardness  
(STORET 00900).

f)

Constituent STORET  
Number (ug/L)

Mercury 71900 0.012

where ug/L = micrograms per liter

ge) Concentrations of the following chemical constituents shall not be exceeded except in waters for which mixing is allowed pursuant to Section 302.102.

Constituent	Units	STORET Number	Standard
Barium (total)	mg/L	01007	5.0
Boron (total)	mg/L	01022	1.0
Chloride (total)	mg/L	00940	500.
Fluoride	mg/L	00951	1.4
Iron (dissolved)	mg/L	01046	1.0
Manganese (total)	mg/L	01055	1.0
Nickel (total)	mg/L	01067	1.0
Phenols	mg/L	32730	0.1
Selenium (total)	mg/L	01147	1.0
Silver (total)	ug/L	01077	5.0
Sulfate	mg/L	00945	500.
Total Dissolved	mg/L	70300	1000.

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Solids  
Zinc (total) mg/L 01092 1.0  
where: mg/L = milligrams per liter and  
ug/L = micrograms per liter

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 302.212 Total Ammonia Nitrogen and Un-ionized Ammonia

- a) Total ammonia Ammonia nitrogen (as N: STORET Storet Number 31616) shall in no case exceed 15 mg/l.  
b) If ammonia-nitrogen is less than 15-mg/l and greater than or equal to 15-mg/l, then un-ionized ammonia (as N) shall not exceed 0.04-mg/l.  
b) Un-ionized ammonia nitrogen (as N: STORET Number 00612) shall not exceed the acute and chronic standards given below subject to the provisions of Section 302.208(a) and (b), and 302.213.  
1) From April through October the Acute Standard (AS) shall be 0.3 mg/l and the Chronic Standard (CS) shall be 0.05 mg/l.  
2) From November through March the AS shall be 0.11 mg/l and the CS shall be 0.02 mg/l.  
c) Ammonia-nitrogen concentrations of less than 15-mg/l are lawful regardless of un-ionized ammonia concentration.  
cd) For purposes of this section Section the concentration of un-ionized ammonia nitrogen as N and total ammonia nitrogen as N shall be computed according to the following equation equations:

$$U = \frac{[0.94412(1+10(x)) + 0.05591]}{[0.94412(1+10(x)) + 0.05591]}$$

$$U = \frac{[0.94412(1+10(x)) + 0.05591]}{[0.94412(1+10(x)) + 0.05591]}$$

$$U = \frac{[0.94412(1+10(x)) + 0.05591]}{[0.94412(1+10(x)) + 0.05591]}$$

$$\text{and } N = U [0.94412(1+10(x)) + 0.05591]$$

$$\text{where: } X = 0.9018 + \frac{2729.92}{(T + 273.16)} - \text{pH}$$

$$U = \text{Concentration of un-ionized ammonia as N in mg/l}$$

$$N = \text{Concentration of ammonia nitrogen as N in mg/l}$$

$$T = \text{Temperature in degrees Celsius}$$

de) The following table indicates the maximum total ammonia nitrogen concentrations (mg/l as N) allowable pursuant to subsections (a) and

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(b) for certain combinations of pH and temperature:

AMMONIA-NITROGEN  
WATER-QUALITY-STANDARD-(mg/lit)

TEMP- a-6(a)-F)	6+0	6+5	7+0	7+5	8+0	8+5	9+0
pH							
5-(41)	±5	±5	±5	9+6	9+1	±5	±5
10-(50)	±5	±5	±5	6+5	2+1	±5	±5
15-(59)	±5	±5	13+9	4+4	±5	±5	±5
20-(68)	±5	±5	9+6	3+1	±5	±5	±5
25-(77)	±5	±5	6+7	2+1	±5	±5	±5
30-(86)	±5	±4+9	4+7	±5	±5	±5	±5
35-(95)	±5	±0+7	3+4	±5	±5	±5	±5

## 1) Summer (April through October) Acute

pH °C	6.50	7.00	7.50	8.00	8.25	8.50	9.00
°F							
32	0.0	15.00	15.00	15.00	15.00	11.17	3.74
35	1.7	15.00	15.00	15.00	15.00	9.75	3.29
40	4.4	15.00	15.00	15.00	13.67	7.82	2.68
45	7.2	15.00	15.00	15.00	10.98	6.31	2.20
50	10.0	15.00	15.00	15.00	8.88	5.12	1.82
55	12.8	15.00	15.00	15.00	7.21	4.19	1.53
60	15.6	15.00	15.00	10.25	5.89	3.45	1.29
65	18.3	15.00	15.00	8.38	4.85	2.86	1.11
70	21.1	15.00	15.00	6.90	4.01	2.39	0.96
75	23.9	15.00	15.00	5.70	3.34	2.01	0.84
80	26.7	15.00	15.00	4.74	2.80	1.70	0.74
85	29.4	15.00	11.88	3.96	2.36	1.46	0.67
90	32.2	15.00	9.89	3.33	2.00	1.26	0.60

## 2) Summer (April through October) Chronic

pH °C	6.50	7.00	7.50	8.00	8.25	8.50	9.00
°F							
32	0.0	15.00	15.00	10.24	5.78	1.86	0.62
35	1.7	15.00	15.00	8.91	5.03	1.63	0.55
40	4.4	15.00	12.58	7.10	4.01	1.30	0.45
45	7.2	15.00	10.06	5.68	3.22	1.05	0.37
50	10.0	15.00	8.09	4.57	2.59	0.85	0.30
55	12.8	15.00	6.53	3.69	2.10	0.70	0.25
60	15.6	15.00	5.29	3.00	1.71	0.57	0.22
65	18.3	15.00	4.31	2.45	1.40	0.48	0.18
70	21.1	15.00	3.53	2.00	1.15	0.40	0.16
75	23.9	15.00	2.90	1.65	0.95	0.33	0.14

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80	26.7	15.00	7.45	2.39	1.37	0.79	0.47	0.28	0.12
85	29.4	15.00	6.15	1.98	1.14	0.66	0.39	0.24	0.11
90	32.2	15.00	5.10	1.65	0.95	0.56	0.33	0.21	0.10

3) Winter (November through March) Acute

pH °C	6.50	7.00	7.50	7.75	8.00	8.25	8.50	9.00
°F								
32	0.0	15.00	15.00	15.00	12.71	7.20	4.10	1.37
35	1.7	15.00	15.00	15.00	11.07	6.27	3.58	1.21
40	4.4	15.00	15.00	15.00	8.83	5.01	2.87	0.98
45	7.2	15.00	15.00	15.00	12.50	4.03	2.31	0.81
50	10.0	15.00	15.00	15.00	10.05	3.25	1.88	0.67
55	12.8	15.00	15.00	14.36	8.12	2.64	1.54	0.56
60	15.6	15.00	11.64	6.60	4.62	2.16	1.26	0.47

## 4) Winter (November through March) Chronic

pH °C	6.50	7.00	7.50	7.75	8.00	8.25	8.50	9.00
°F								
32	0.0	15.00	15.00	7.27	4.09	2.31	1.31	0.74
35	1.7	15.00	15.00	6.32	3.56	2.01	1.14	0.65
40	4.4	15.00	15.00	5.03	2.84	1.61	0.91	0.52
45	7.2	15.00	12.69	4.03	2.27	1.29	0.73	0.42
50	10.0	15.00	10.19	3.23	1.83	1.04	0.59	0.34
55	12.8	15.00	8.21	2.61	1.48	0.84	0.48	0.28
60	15.6	15.00	6.65	2.12	1.20	0.68	0.39	0.09

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 302.213 Effluent Modified Waters (Ammonia)

a) Effluent modified waters are those waters or portions of waters that the Agency has determined pursuant to 35 Ill. Adm. Code 309, Subpart A, to have the potential to exceed, and are therefore not subject to the chronic ammonia standards of Section 302.212(b) downstream of an effluent outfall and outside of any allowable mixing zone. The Agency shall not identify a waterbody as an effluent modified water if it:

- 1) receives effluent discharges that do not meet the requirements of 35 Ill. Adm. Code 304.122(d) prior to dilution with the receiving water;
- 2) has uses known to be adversely impacted by ammonia as designated under 35 Ill. Adm. Code 303.201 outside of any allowable mixing zone; and
- 3) exceeds the acute standard of Section 302.212(b).

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## POLLUTION CONTROL BOARD

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENTS

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## Section 302.407 Chemical Constituents

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Concentrations of other chemical constituents shall not exceed the following standards:

CONSTITUENT	STORET NUMBER	CONCEN- TRATION (mg/l)
Ammonia, Un-ionized (as N)*	0061900612	0.1
Arsenic (total)	01002	1.0
Barium (total)	01007	5.0
Cadmium (total)	01027	0.15
Chromium (total hexavalent)	01032	0.3
Chromium (total trivalent)	01033	1.0
Copper (total)	01042	1.0
Cyanide (total)	00720	0.10
Fluoride (total)	00951	15.0
Iron (total)	01045	2.0
Iron (dissolved)	01046	0.5
Lead (total)	01051	0.1
Manganese (total)	01055	1.0
Mercury (total)	71900	0.0005
Nickel (total)	01067	1.0
Oil, fats and grease	005500,00556 or 00560	15.0**
Phenols	32730	0.3
Selenium (total)	01147	1.0
Silver	01077	0.1
Zinc (total)	01092	1.0
Total Dissolved Solids	70300	1500

\*For purposes of this section the concentration of un-ionized ammonia shall be computed according to the following equation:

$$U = \frac{N}{[0.94412(1 + 10(x)) + 0.0559]}$$

where:

$$X = 0.09018 + \frac{2729.92}{(T + 273.16)} - \text{pH}$$

U = Concentration of un-ionized ammonia as N in mg/l  
N = Concentration of ammonia nitrogen as N in mg/l

T = Temperature in degrees Celsius

\*\*Oil shall be analytically separated into polar and non-polar components if the total concentration exceeds 15 mg/l. In no case shall either of the components exceed 15 mg/l (i.e., 15 mg/l polar materials and 15 mg/l non-polar materials).

## DEPARTMENT OF PROFESSIONAL REGULATION

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- 1) Heading of the Part: Private Detective, Private Alarm and Private Security Act of 1983

- 2) Code Citation: 68 Ill. Adm. Code 1240

- 3) Section Numbers: Proposed Action:

1240.7 Amendment  
 1240.10 Amendment  
 1240.15 Amendment  
 1240.16 Amendment  
 1240.20 Amendment  
 1240.25 Amendment  
 1240.30 Amendment  
 1240.35 Amendment  
 1240.40 Amendment  
 1240.41 Amendment  
 1240.45 Amendment  
 1240.46 Amendment  
 1240.47 New Section  
 1240.48 Amendment  
 1240.50 Amendment  
 1240.51 Amendment  
 1240.55 Amendment  
 1240.60 Amendment  
 1240.65 Amendment  
 1240.66 New Section  
 1240.70 Amendment

- 4) Statutory Authority: Implementing Section 50 of the Private Detective, Private Alarm and Private Security Act of 1993 (P.A. 88-0363, effective January 1, 1994).

- 5) A Complete Description of the Subjects and Issues Involved: This rulemaking updates the rules for the Private Detective, Private Alarm and Private Security Act which went through a sunset rewrite that became effective January 1, 1994.

The requirement for liability insurance, set forth in the Act for licensees, is established in these rules as at least \$1 million.

Those applying to take the licensure examination for private detectives, private security contractors or private alarm contractors can meet one year of full-time employment requirements with 1500 hours annually instead of the current 1800 hours.

A successful examination score for a private detective or private security contractor shall be valid for six years. After six years the examination

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scores will be void and an applicant will be required to file a new application, meeting the requirements at the time of the new application, and will be required to sit for and pass the examination.

In lieu of fingerprint cards, a full-time peace officer may submit verification of full-time employment as a peace officer. A peace officer is defined as any person who by virtue of his/her office or public employment is vested by law with a primary duty to maintain public order or to make arrests for offenses and has completed the training requirements of the Illinois Police Training Act. Peace officers are considered to include officers, agents or employees of the federal government commissioned by federal statute to make arrests for violations of federal criminal laws. Also considered to be peace officers are individuals holding Class I or Class II Occupational Licenses issued by the Illinois Gaming Board.

Details are provided on how commercial and industrial proprietary security forces can meet requirements for registering their security forces with the Department. The rules also establish that the Department may conduct an inspection to verify the information on the application prior to the proprietary security force being registered with the Department. All armored car companies registered as proprietary security forces shall have all employees who are required to carry a firearm authorization card to complete classroom and range training in weapons on an annual basis and shall maintain a current criminal background check in each employee's file as well as a training certificate. The armored car company shall make these documents available to the Department upon request.

In the Section pertaining to the approval of training programs and instructors, the proposed amendments establish that any firearm training program approved by the Illinois Local Governmental Law Enforcement Officers Training Board shall be approved by the Department.

A Section pertaining to permanent employee registration cards (PERC) states that persons who have no access to confidential or security information and who do not provide security services are exempt from employee registration. Examples of exempt employees include, but are not limited to, employees working in the capacity of ushers, ticket takers, elevator operators and reception personnel who have no access to confidential or security information.

A Section pertaining to the Department's refusal to issue an employee registration card due to criminal history record information was reorganized to improve clarity. Added language provides that an applicant or licensee determined to be unfit for registration shall be given an opportunity to appear at a Department conference regarding the matter. Failure to appear at the conference shall result in the denial or the refusal to renew the applicant's permanent employee registration card.



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For those seeking firearm authorization cards, if the employee's firearm training was completed more than two years before the request for a firearm authorization card, the employer shall submit evidence that the employee has requalified on the firing range within one year preceding the request. Current language requires requalification on the firing range within six months preceding the request.

The Act requires each licensed employer to maintain a file on each employee. These proposed rules detail information to be maintained in each file and establish that employers maintain the file for two years after termination of the employee. Private alarm contractors who provide monitoring services will be required to maintain a separate roster of the names of all licensed agencies and/or individuals, including license numbers, from whom they accept monitoring contracts or assignments. It shall be considered unprofessional conduct, subject to discipline by the Department, for a licensed alarm contractor or agency to accept monitoring contracts or assignments from an unlicensed entity.

New reporting requirements are added, including one which will require all licensees and registrants to notify the Department in writing of any conviction, arrest or indictment against him/her within 30 days.

The proposed rules allow six years rather than the current five years for a person with an expired license to renew that license without retaking the examination. A new Section, titled "Investigation by the Department," establishes that the Department may require an applicant, an agency, a licensee or registrant to produce relevant documents, records or any other material pertinent to the investigation of alleged violations of the Act or rules.

- 6) Will these proposed amendments replace an emergency rule currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Do these proposed amendments contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives (if applicable):

This rulemaking has no effect on local governments.

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested Persons may submit written comments and views to:

Department of Professional Regulation  
Attention: Jean A. Courtney

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320 West Washington, 3rd Floor  
Springfield, IL 62786  
217/785-0800

All comments received within 30 days of this issue of the Illinois Register will be considered. The comments of interested persons who submit a request to comment within 14 days of this issue will be considered if received within 30 days of such request.

## 12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not for profit corporations affected: Those doing business as private detectives, private alarm contractors and private security contractors.

B) Reporting, bookkeeping or other procedures required for compliance:

Each applicant will be required to provide proof to the Department of having at least \$1 million of liability insurance.

Each employer licensed under the Act will be required to maintain a file on each employee for two years after termination of the employee. The file shall include information set forth in these proposed amendments and shall be accessible to duly authorized representatives of the Department with 24 hours of prior notice.

Reporting requirements include:

\*Notifying the Department in writing within 30 days of any conviction, arrest or indictment against him/her.

\*Notifying the Department of any employee who has been terminated from his/her official duties due to a criminal conviction, arrest, indictment or has been discharged for theft, destruction of property or alcohol or drug intoxication.

\*Submitting a monthly roster of employees with PERC applications pending with the Department.

\*Submitting a weapons discharge report, along with the police report of the incident, within 30 days of the incident.

C) Types of professional skills necessary for compliance:

Education and experience as a private detective, private alarm contractor or private security contractor are necessary for licensure.

The full text of the Proposed Amendments begins on the next page:

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## TITLE 68: PROFESSIONS AND OCCUPATIONS

## CHAPTER VII: DEPARTMENT OF PROFESSIONAL REGULATION

## SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

## PART 1240

## PRIVATE DETECTIVE, PRIVATE ALARM AND

## PRIVATE SECURITY ACT OF 1983 1993

## Section

- 1240.5 Licensure Under Section 6 of the Act (Repealed)
- 1240.7 Exemptions Under Section 5 30 of the Act
- 1240.10 Application for Examination and Licensure - Private Detective and Private Security Contractor
- 1240.15 Application for Examination and Licensure - Private Alarm Contractor
- 1240.16 Registration of Proprietary Security Force
- 1240.20 20-Hour Basic Training Course - General
- 1240.25 20-Hour Basic Training Course - Security Security Guards and Alarm Runners
- 1240.30 Firearm Training Course
- 1240.35 Approval of Training Programs and Instructors
- 1240.40 Permanent Employee Registration Cards
- 1240.41 Refusal to Issue Employee Registration Card Due to Criminal History Record Information
- 1240.45 Firearm Authorization Cards
- 1240.46 Recordkeeping Requirements - Employee Employees Files
- 1240.47 Reporting Requirements
- 1240.48 Uniforms
- 1240.50 Renewals
- 1240.51 Requests for Duplicate Certificates
- 1240.55 Endorsement
- 1240.60 Restoration
- 1240.65 Conduct of Hearings
- 1240.66 Investigation by the Department
- 1240.70 Granting Variances

AUTHORITY: Implementing the Private Detective, Private Alarm and Private Security Act of 1983 (P.A. 88-0363, effective January 1, 1994) and authorized by Section 60(7) of the Civil Administrative Code of Illinois [20 ILCS 2105/60(7)].

SOURCE: Rules and Regulations Promulgated for the Administration of the Illinois Detective Act, effective October 7, 1975; amended at 4 Ill. Reg. 22, p. 251, effective May 15, 1980; codified at 5 Ill. Reg. 11032; emergency amendment at 6 Ill. Reg. 916, effective January 6, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 7448, effective June 15, 1982; amended at 6 Ill. Reg. 8208, effective July 15, 1982; emergency amendment at 8 Ill. Reg. 903, effective January 6, 1984, for a maximum of 150 days; Part repealed and new Part adopted at 9 Ill. Reg. 18512, effective November 15, 1985; transferred from Chapter I, 68 Ill. Adm. Code 240 (Department of Registration and

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Education) to Chapter VII, 68 Ill. Adm. Code 1240 (Department of Professional Regulation) pursuant to P.A. 85-225, effective January 1, 1988, at 12 Ill. Reg. 2967; amended at 12 Ill. Reg. 20143, effective November 18, 1988; amended at 15 Ill. Reg. 3051, effective February 11, 1991; amended at 17 Ill. Reg. 1579, effective January 26, 1993; amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## Section 1240.7 Exemptions Under Section 5 30 of the Act

A property management firm and its security employees will be exempt from licensure under the Act in accordance with Section 5 30 if the following conditions are met:

- a) The property management firm shall be a licensed real estate broker or real estate corporation or partnership in accordance with the Real Estate License Act of 1983 (~~111-Rev.-Stat.-1987-CH-1117-PAR-5801 et-seq-1~~ [225 ILCS 455]).
- b) A signed written agreement between a property owner and the property management firm shall exist in which the property management firm provides site security as an incidental part of their services.
- c) In conjunction with security provided in subsection (b) above, the property management firm:
  - 1) ~~shall~~ Shall not provide security services only;
  - 2) ~~shall~~ Shall not provide security services to properties which is not a signed written agreement; and
  - 3) ~~shall~~ Shall not provide security services for hire.
- d) An employer-employee relationship shall exist between security employees and the property management firm. For the purposes of this subsection, ~~purposes-as-used-in-subsection-1d~~ an employee is a person who is employed by the property manager to perform the security services, and the ~~the~~ employer is the property manager who has the right to control and direct the employee.
- e) The property management firm shall comply with the provisions of Section 24-2 of the Criminal Code of 1961 (~~111-Rev.-Stat.-1987-CH-987-PAR-24-2~~ [720 ILCS 5/24-2]).
- f) Security services for purposes of this Section are those definitions set forth in ~~Sections-24f-and-1g-of-the-Act~~ Section 5 of the Act under "Private security contractor" and "Private security contractor agency".

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.)

## Section 1240.10 Application for Examination and Licensure - Private Detective and Private Security Contractor

- a) Applications for licensure by examination, together with all supporting documentation, including verification of work experience, must be on file at least 60 days prior to the date of the examination.



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(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

### Section 1240.15 Application for Examination and Licensure - Private Alarm Contractor

a) An individual seeking licensure by examination as a private alarm contractor shall make application to the Department, on forms provided by the Department, at least 60 days prior to the examination. The application shall include proof acceptable to the Department that the applicant has fulfilled the required experience specified in Section 1240.10(c) of the Act. To determine such fulfillment, the following standards shall be applied:

1) The term "year" shall be 12 months with an average of at least 20 work days per month during which the applicant was engaged in full-time employment equal to 1500 hours or more annually.

2) ~~The work schedule of the employing agency will be accepted as meeting the full-time employment requirement provided it is equal to 1800 hours or more annually.~~

3) Applicants qualified to sit for the examination pursuant to Section 1240.10(c) of the Act shall have private alarm experience which shall include, but not be limited to:

A) Private alarm contractor experience as defined in Section 5 of the Act gained while licensed or lawfully practicing in another jurisdiction with substantially equivalent licensure requirements as in effect in Illinois for 3 of the last 5 years; or

B) ~~Experience gained as a full-time supervisor, manager, or administrator of an alarm business for 3 of the last 5 years. A minimum of 3 years experience out of the 5 years immediately preceding application as full-time manager or administrator for an agency licensed as a private alarm contractor agency, or for an entity that designs, sells, installs, services or monitors alarm systems which in the judgment of the Board satisfies standards of alarm industry competence. (Section 75(c)(8))~~

b) The passing score on the examination is 70 or above.  
c) Upon notification of successful completion of the examination, the applicant may apply to the Department for licensure. The application shall include:

1) 1 set of fingerprint cards issued by the Illinois Department of State Police and 1 set of fingerprint cards issued by the Federal Bureau of Investigation, accompanied by the specified processing fee pursuant to Section 206.127-105(d)(13) of the Act; or

2) Verification, on forms provided by the Department, of full-time employment as a peace officer in lieu of fingerprint cards. Such verification shall be signed by the employer. A peace officer is defined as any person who by virtue of his/her office or public employment is vested by law with a primary duty to maintain

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b) No candidate shall be admitted to the examination until having fulfilled the experience and/or education requirements specified in Section 75(a)(7) of the Act. To determine such fulfillment, the following standards shall be applied:

1) The term "year" shall be 12 months with an average of at least 20 work days per month during which the applicant was engaged in full-time employment equal to 1500 hours or more annually.

2) ~~The work schedule of the employing agency or organization will be accepted as meeting the full-time employment requirement provided it is equal to 1800 hours or more annually.~~

3) "Full-time supervisor in a law enforcement agency" shall mean any rank above patrolman a sworn peace officer serving in a full-time position responsible for the direction and performance of other law enforcement personnel.

3) "Investigator in a law enforcement agency" shall mean a sworn peace officer who serves in the capacity of a full time detective/investigator or above rank.

c) The passing grade on the examination is 70 or above.

d) Upon notification of successful completion of the examination, the applicant may apply to the Department for licensure. The application must be complete and must be accompanied by:

1) 1 set of fingerprint cards issued by the Illinois Department of State Police and 1 set of fingerprint cards issued by the Federal Bureau of Investigation accompanied by the specified processing fee pursuant to Section 206.127-105(d)(13) of the Act; or

2) ~~In lieu of the fingerprint cards, a full-time peace officer may submit verification on forms provided by the Department, of full-time employment as a peace officer. Verification, on forms provided by the Department, or full-time employment as a police officer, in lieu of fingerprint cards. Such verification shall be signed by the employer. A peace officer is defined as any person who by virtue of his/her office or public employment is vested by law with a primary duty to maintain public order or to make arrests for offenses and has completed the training requirements of the Illinois Police Training Act. For purposes of this Section, officers, agents or employees of the federal government commissioned by federal statute to make arrests for violations of federal criminal laws shall be considered peace officers.~~  
3) 2 photographs 1 1/2" x 1 1/2", taken within the 3 months preceding application;

4) Proof of at least \$1,000,000 of liability insurance held by the applicant as evidenced by a certificate of insurance from the insurer; and

5) The required fee(s) specified in Section 20 105 of the Act.  
e) A successful examination score shall be valid for 6 years. After 6 years the examination score will be void and an applicant will be required to file a new application, meeting the requirements at the time of the new application, and will be required to sit for and pass the examination.

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public order or to make arrests for offenses and has completed the training requirements of the Illinois Police Training Act. For purposes of this Section, officers, agents or employees of the federal government commissioned by federal statute to make arrests for violations of federal criminal laws shall be considered peace officers.

2) 2 photographs 1 1/2" x 1 1/2" taken within the 3 months preceding application;

3) Proof of at least \$1,000,000 of liability insurance held by the applicant as evidenced by a certificate of insurance from the insurer; and

4) The required fee(s) specified in Section 20.105 of the Act.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1240.16 Registration of Proprietary Security Force

a) Pursuant to Section 24-2 of the Criminal Code of 1961, all commercial or industrial operations who employ 5 or more persons as armed security guards in accordance with paragraph (6) and all financial institutions who employ armed security guards in accordance with paragraph (8) shall register their security force with the Department, on forms provided by the Department, which include the following:

- 1) business-Business name and address of the proprietary security force;
- 2) Any doing business as (d/b/a) names of the proprietary security force;
- 3) The type of business (sole proprietorship, partnership, corporation);

A) If a partnership, a listing of all partners and addresses;

B) If a corporation, a copy of Articles of Incorporation. If the corporation is a foreign corporation, a copy of the authorization to conduct business in Illinois;

4) ~~the~~-The number of armed employees; and

5) ~~the~~-The name and title of the security director who will be registering armed employees and who is responsible for the daily activities of the force.

b) All armed security guard employees of the registered proprietary force in subsection (a) above shall be required to complete a 20 hour basic training course in accordance with Section 1240.25 and a 20-hour firearm training course in accordance with Section 1240.30.

c) Each proprietary force shall be required to apply to the Department, on forms supplied by the Department, for the issuance of a firearm authorization card for each armed employee of ~~the~~ the security force. Each application shall include:

- 1) 1 set of fingerprint cards issued by the Illinois Department of State Police and 1 set of fingerprint cards issued by the Federal

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Bureau of Investigation:

A) If the employee has state and federal fingerprint cards on file with the Department, additional fingerprint cards are not required; or

B) ~~in lieu of the fingerprint cards, a full-time peace officer may submit verification~~ Verification, on forms, provided by the Department, of full-time employment as a peace officer in lieu of the fingerprint cards. Such verification shall be signed by his/her employer. A peace officer is defined as any person who by virtue of his/her office or public employment is vested by law with a primary duty to maintain public order or to make arrests for offenses, whether that duty extends to all offenses or is limited to specific offenses, and has completed the training requirements of the Illinois Police Training Act. For purposes of this Section, officers, agents or employees of the federal government commissioned by federal statute to make arrests for violations of federal criminal laws and individuals holding a Class I or Class II Occupational License issued by the Illinois Gaming Board shall be considered peace officers.

2) verification-Verification that the employee has completed the training required in subsection (b) above. If the employee's firearm training was completed more than two years before the request for a firearm authorization card, the employer shall submit evidence that the employee has requalified on the firing range within the one year preceding the request;

3) ~~the \$5-00 application fee~~ The fee required in Section 105(d)(17) of the Act; and

4) ~~the~~-The required fingerprint processing fee, if applicable.

d) The firearm authorization card shall be retained by the employee for the term of employment. Upon termination of employment, the card shall be returned to the Department by the employer. In the event an employee fails to return a firearm authorization card to the employer, the employer shall notify the Department in writing of ~~such~~ and ~~the~~ reason why the card was not returned.

e) No employee shall carry a firearm until the requirements of this Section have been satisfied.

f) If an employee is employed by more than one proprietary security force, that employee must possess a separate firearm authorization card for each force which issues him/her a weapon.

g) The Department may conduct an inspection to verify the information on the application prior to the proprietary security force being registered with the Department.

h) All armored car companies registered as proprietary security forces pursuant to this Section shall have all employees who are required to carry a firearm authorization card to complete classroom and range training in weapons on an annual basis and shall maintain a current criminal background check in each employee's file as well as a training certificate. The armored car company shall make these



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documents available to the Department upon request.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1240.20 20-Hour Basic Training Course - General

- a) ~~Except as specified in Section 27 of the Act, every~~ person employed as a registered employee of a private detective, private security, or private alarm agency certified under the Act, except as specified in Section 180 of the Act, shall complete, within ~~90~~ 30 days of his/her employment, a course of basic training. The training shall be a minimum of 20 hours of training related to ~~their~~ his/her employment which shall be certified to by ~~their~~ the employer.
- b) Upon successful completion of the training prescribed above, each individual shall be issued, by ~~his~~ the employer or the instructor, a Certification of Completion of 20-Hour Basic Training which shall be signed by the instructor ~~or licensee-in-charge and the individual~~.
- c) The Certification shall be the permanent record of training and shall be retained by the individual as proof of the training. During the term of the individual's employment with an agency licensed by the Department, the Certification shall be filed by the employer with the employee statement and shall remain in the file during the term of employment. Upon termination of employment the original Certification shall be returned to the employee.
- d) In the case ~~that the~~ of an employee who is employed by more than one employer, a notarized copy of the Certification of Completion of 20-Hour Basic Training shall be kept with the employee statement in lieu of the original Certification.
- e) Basic training materials will be made available to Department personnel upon request to verify content.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1240.25 20-Hour Basic Training Course - Security Guards and Alarm Runners

- a) The basic training for security guards and alarm runners shall be a minimum of 20 hours of classroom instruction and shall be conducted in accordance with the subject matter specified in Section 27 180 of the Act. For purposes of this Section "classroom instruction" shall mean that instruction which takes place in a setting where those individuals receiving the training are seated and learn through lectures, study papers, class discussion, textbook study or other means of organized formal education techniques (i.e., video or closed circuit instruction), as distinguished from on-the-job training. For

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purposes of this Section, "alarm runners" shall mean armed registered employees of an agency who respond to alarms.

b) Upon completion of the training prescribed above, each individual shall be issued, by ~~his~~ the employer or the instructor, a Certification of Completion of 20-Hour Basic Training which shall be signed by the instructor ~~or employer and the individual~~. The licensee-in-charge shall be responsible for the documentation of the training.

c) The Certification shall be the permanent record of training and shall be retained by the individual as proof of the training. During the term of an individual's employment with an agency licensed by the Department, the Certification shall be filed by the employer with the employee statement and shall remain in the file during the term of employment. Upon termination of employment the original Certification shall be returned to the employee.

d) In the case ~~that the~~ of an employee who is employed by more than one employer, a notarized copy of the Certification of Completion of 20-Hour Basic Training shall be kept with the employee statement in lieu of the original Certification.

e) Basic training materials shall be made available to Department personnel upon request to verify content.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1240.30 Firearm Training Course

- a) No registered employee shall be allowed to perform duties ~~which~~ that require the use, carrying or possession of a firearm until that employee has completed the 20 hours of basic training required by Section 27 180 of the Act, and has satisfactorily completed a 20-hour firearm training course approved by the Department. The firearm training course shall include both classroom instruction and firing range experience. Classroom instruction shall include, but not be limited to, the following subject matter:

- 1) ~~Legal~~-Legal use of firearms;
- 2) ~~ethical~~-Ethical and moral considerations of ~~weapon~~ weapons use;
- 3) ~~liability~~-Liability for acts while armed;
- 4) ~~use~~-Use of deadly force;
- 5) ~~search~~-Search, seizure and arrest procedures while armed;
- 6) ~~firearm~~-Firearm, safety and maintenance; and
- 7) ~~fundamentals~~-Fundamentals of firearm use:
  - A) ~~stance~~-Stance;
  - B) ~~grip~~-Grip;
  - C) ~~sight~~-Sight alignment;
  - D) ~~sight~~-Sight picture; and
  - E) ~~trigger~~-Trigger control.

- b) Each student shall be allotted time on the firing range to apply, in supervised practice, the techniques and methods described above. The

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personal firearm of each student or the firearm assigned to the student, shall be inspected for safety and approved by the range master prior to the beginning of actual range firing. Instruction shall include double-action shooting.

- c) The range where the training is to be given, whether indoor or outdoor, shall be maintained in a safe condition and shall be located in an area where the firing of live ammunition is allowed. In determining whether the range is maintained in a safe condition, the Department shall conduct an on-site inspection and shall consider the following factors:

- 1) safety-Safety of participants;
  - 2) safety-Safety of any persons or property in the area;
  - 3) safety-Safety maintenance procedures; and
  - 4) operational-Operational rules and policy.
- d) Upon application to the Department, any firearm training course approved by the Illinois Community College Board and/or Illinois Board of Higher Education that requires the firing of a minimum of 50 live rounds of ammunition and a minimum qualification score of 70% will be approved as satisfying the requirements of this Section.
- e) Upon application to the Department, any Police/Security Firearms Qualification Program/Course approved and registered by the National Rifle Association that requires the firing of a minimum of 50 live rounds of ammunition and a minimum qualification score of 70% will be approved for the range portion of the training.
- f) Each individual shall be required to fire a minimum of 50 rounds of live ammunition (factory loaded service ammunition or factory reloaded ammunition).
- g) Each student must qualify with a minimum score of 70% with each type of weapon (revolver, semi-automatic, shotgun, rifle) he/she will be authorized to carry.
- h) The range instructor shall be responsible for maintaining a safe range environment. Any student who refuses to adhere to proper safety requirements shall be dismissed from training by the instructor or the range master. The range master shall also have full authority as to whether a weapon is in safe operating condition.
- i) Upon completion of the training each student must successfully complete a written examination. A copy of the examination shall be made available to the Department upon request (e.g., course audit). The examination shall test the subjects encompassed in both classroom and range instruction. Passage of the examination shall be 75%.
- j) Each instructor shall file with the Department, on forms provided by the Department, Certification of Completion of Firearm Training for each student who successfully completes the training. Upon receipt by the Department of the Certification of Completion of Firearm Training, a Certificate of Training shall be issued to the student which shall bear the training number assigned by the Department.
- k) The Certificate of Firearm Training shall be the permanent record of firearm training and shall be retained by the individual as proof of the training. During the term of the individual's employment with an

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agency licensed by the Department, the Certificate of Training shall be filed by the employer with the employee statement and shall remain in the employee file during the term of employment. ~~Employee--records pursuant to Section 35(f) of the Act shall be maintained by the agency for five years after termination of employment.~~ Upon termination of employment, the original Certificate of Firearm Training shall be returned to the employee.

- l) In the case that the employee is employed by more than one employer, a notarized copy of the Certificate of Firearm Training shall be kept with the employee statement in lieu of the original Certificate of Firearm Training.
- m) Those persons employed as registered armed employees on the effective date of the Act shall be considered to have completed the training prescribed in this Section.
- n) The training requirements of this Section shall be waived for an individual approved by the Department as an instructor under the provisions of Section 1240.35. Such individual shall, upon application to the Department, be issued a Certificate of Firearm Training by the Department.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1240.35 Approval of Training Programs and Instructors

- a) Any person, business entity, agency, or institution offering the training course(s) described in Sections 1240.20 and 1240.25 of this Part, shall first apply to and receive approval of the course, based upon compliance with Section 1240.30, from the Department. Application shall be made on forms provided by the Department.
- b) Any person teaching the firearms training course described in Section 1240.25 of this Part must be approved by the Department. Application shall be on forms provided by the Department and must be accompanied by the following:

- 1) Proof that the applicant is recognized and approved by the National Rifle Association (NRA) as a Police/Security Firearms Instructor or Firearms Instructor. Proof shall be a copy of the applicant's Certificate from the NRA; or
- 2) Proof that the applicant is approved and recognized as a range instructor by the Illinois Police Training Board. Proof shall be a copy of the Instructor's Certificate issued by the Local Governmental Law Enforcement Officers Training Board. Nothing in this subsection (b)(2) shall obligate the Police Training Board to train, recognize or approve range instructors for any purpose other than as specified in the Illinois Police Training Act ~~(115 Rev-Stat-1993-chr-05, par-501-e-seq) [50 ILCS 705] and Peace Officers Firearm Training Act "An Act in relation to firearms training for police officers" (115 Rev-Stat-1993-chr-05-par-515-e-seq) [50 ILCS 710]; or~~



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- 3) Proof of other firearm instructor education or experience that the Department may consider to be substantially equivalent to subsection (b)(1) or (2) above, such as that experience or education received in military service or federal law enforcement service.
- c) Upon application to the Department, any full-time or part-time faculty employed by an institution under the jurisdiction of the Illinois Board of Higher Education and/or the Illinois Community College Board to teach a firearms training course or security training course shall be approved as satisfying the requirements of this Section.
- d) Any firearm training program approved by the Illinois Local Governmental Law Enforcement Officers Training Board shall be approved as satisfying the requirements of this Section.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1240.40 Permanent Employee Registration Cards

- a) Any person seeking employee registration under Section 15 80 of the Act shall file an application with the Department, on forms provided by the Department, along with the following:
- 1) 1 set of fingerprint cards issued by the Illinois Department of State Police and 1 set of fingerprint cards issued by the Federal Bureau of Investigation; or
  - 2) ~~in-lieu-of-the-fingerprint-cards, a full-time-peace-officer-may submit-verification~~ Verification, on forms provided by the Department, of full-time employment as a peace officer in lieu of fingerprint cards. Such verification shall be signed by ~~his~~ the employer. A peace officer is defined as any person who by virtue of his/her office or public employment is vested by law with a primary duty to maintain public order or to make arrests for offenses, whether that duty extends to all offenses or is limited to specific offenses, and has satisfied the training requirements of the Illinois Police Training Act. For purposes of this Section, officers, agents or employees of the federal government commissioned by federal statute to make arrests for violations of federal criminal laws shall be considered peace officers.
  - 3) One 1 1/2" x 1 1/2" photograph taken within the 3 months preceding application;
  - 4) The required fingerprint processing fees; and
  - 5) The required registration fee specified in Section 20 105 of the Act, made payable to the Department of Professional Regulation.
- b) If no record is found affecting the prints, the Department shall issue, to the applicant, a permanent employee registration card, which shall be valid for the period specified on the face of the card, and shall be renewable upon the conditions set forth in Section 1240.50 of this Part.

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- c) The employee registration card shall serve as proof to an employer that the bearer thereof is eligible for employment.
- d) Persons who have no access to confidential or security information and who do not provide security services are exempt from employee registration. Examples of exempt employees include, but are not limited to, employees working in the capacity of ushers, ticket takers, elevator operators and reception personnel who have no access to confidential or security information. Confidential or security information is that which pertains to employee files, scheduling contracts or technical data.
- d) ~~All persons employed by an agency certified under this Act on January 57-19847-shall-be-required-to-comply-with-the-provisions-of-this Section:~~

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1240.41 Refusal to Issue Employee Registration Card Due to Criminal History Record Information

- a) For purposes of this Section, criminal history record information is defined as information collected by criminal justice agencies (defined in 720 ILCS) on individuals consisting of identifiable descriptions and notation of arrests, detention, indictments, information, or other formal criminal charges, and any disposition arising therefrom, sentencing, correctional supervision and release. The individual records must contain both information sufficient to identify the subject of the record and notations regarding any formal criminal justice transaction involving the identified individual.
- b) In determining whether an applicant for a permanent employee registration card is unfit for such registration because of ~~a previous~~ criminal history record information, the Department shall consider the following standards:
- a) Whether the crime(s) was one of armed violence [720 ILCS] or moral turpitude. Moral turpitude consists of:
    - 1) Crimes involving dishonesty, false statement or some other element of deceit, untruthfulness or falsification (including, but not limited to perjury, inducement of perjury, false statement, criminal fraud, embezzlement, false pretense, forgery, counterfeiting and theft).
    - 2) Drug offenses including but not limited to the Illinois Controlled Substances Act [720 ILCS 570/Art. I] and Federal Drug ~~par-1108-et-seq-7~~ [720 ILCS 570/Art. I] and Federal Drug Enforcement Laws, 21 U.S.C. 801 et seq.
    - 3) Sex offenses including, but not limited to, all crimes listed in Article 11 of the Criminal Code of 1961 ~~1108-Rev-Stat-1987-ch-38-par-11-et-seq-7~~ [720 ILCS 5/Art. XI].

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b2) whether the crime is related to the detective, security or alarm profession. ~~in the performance of the duties as a detective, security contractor or alarm contractor as defined in Section 2 of the Act.~~

3) Whether more than 10 years have elapsed since the date of completion of imposed sentence.

4) Whether the conviction was from a city ordinance violation or conviction for which a jail sentence was not imposed.

e5) Whether the applicant has been sufficiently rehabilitated to warrant the public trust. The Department shall consider, but not be bound by, the following in considering whether or not an applicant has been presumed to be rehabilitated: An applicant is presumed to be rehabilitated if one or more of the following situations applies to the applicant and no other information is set forth in subsection (d) below exists to outweigh that presumption:

1) Completion of probation;

2) Completion of parole supervision; or

3) If no parole was granted, a period of ten 10 years has elapsed after final discharge or release from any term of imprisonment without any subsequent conviction.

d7c) If any one of the following factors exist, this outweighs the presumption of rehabilitation as defined in subsection (c) above:

1) Lack of compliance with terms of punishment (i.e., failure to pay fines or make restitution, violation of the terms of probation or parole);

2) Unwillingness to undergo, or lack of cooperation in, medical or psychiatric treatment/counseling;

3) Falsification of an application for registration with the Department;

4) Failure to furnish to the Department additional information or failure to appear for a conference with the Department in relation to the applicant's application for registration.

e7d) The following criminal records shall not be considered in connection with an application for registration:

1) Juvenile adjudications;

2) Records of arrest not followed by a conviction;

3) Convictions overturned by a higher court;

4) Convictions which have been the subject of a pardon or expungement.

5) Convictions from which a period of more than ten years has elapsed since the date of conviction or from the release from the confinement imposed for that conviction, whichever is the later date;

6) Convictions of city ordinances or any other convictions for which no jail sentence can be imposed.

e7e) If determination is made that the applicant is unfit for registration, the applicant shall be so notified in writing that the

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Department intends to deny or intends to refuse to renew the Permanent Employee Registration Card. The applicant/licensee shall be given an opportunity to appear at a Department conference regarding the matter. Failure to appear at the conference shall result in the denial or the refusal to renew an applicant's permanent employee registration card. If the applicant chooses not to attend the conference, he/she may and shall be given an opportunity to request a formal hearing regarding such determination prior to final action by the Department in accordance with 68 Ill. Adm. Code 1110.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1240.45 Firearm Authorization Cards

a) Each employer shall make a request to the Department, on forms supplied by the Department, for the issuance of a firearm authorization card for each employee whose duties include the use, carrying or possession of a firearm. Each employee shall have an active permanent employee registration card issued in accordance with Section 1240.40 prior to applying for a firearm authorization card.

b) Upon verification by the Department that the individual employees have completed the required firearm training course within the two 2 years preceding the request for a firearm authorization card, and meet all the requirements of the Act for issuance of a firearm authorization card, the Department shall issue such card to the employer for each employee. If the employee's firearm training was completed more than two 2 years before the request for a firearm authorization card, the employer shall submit evidence that the employee has requalified on the firing range within the six months one year preceding the request.

c) The firearm authorization card shall be retained by the employee for the term of employment. Upon termination of employment the card shall be returned to the Department by the employer. In the event an employee fails to return a firearm authorization card to the employer, the employer shall notify the Department in writing of such and the reason why the card was not returned.

d) No employee may carry a firearm until the requirements of this Section have been satisfied.

e) If an employee is employed by more than one agency, regardless of whether the agencies are owned or operated by the same or different person or persons, that employee must possess a separate firearm authorization card for each agency which issues him a weapon.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1240.46 Recordkeeping Requirements - Employees Files

a) Each agency employer licensed under the Act shall maintain a file on



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each employee pursuant to Section 80 of the Act. The employee file which shall be maintained by the agency for 2 years after termination of the employee, shall be accessible to duly authorized representatives of the Department with 24 hours prior notice, and shall contain the following information: ~~on--employees--required--by~~ Section--15--of--the--Act--in--addition--to--those--items--each--file--shall--contain--the--following--items:

- 1) A photograph of the employee taken within 10 days of the date the employee commences employment. The photo shall be replaced each 3 calendar years.
- 2) The employee's statement required in Section 80(b) of the Act.
- 3) All correspondence or documents related to the character and integrity of the employee received by the employer from an official source or law enforcement;
- 4) The employee identification card of a terminated employee pursuant to Section 80(h);
- 5) A copy of the weapons discharge report, if applicable, during the course of the employee's duties or activities;
- 6) ~~a) Application for employment;~~
- 7) ~~b) Certification of Completion of Basic Training (or--certified--copy--or--affidavit as provided in Sections 1240.20 and 1240.25 of this Part);~~
- 8) ~~a) Certificate of Firearm Training, if applicable (or notarized copy as provided in Section 1240.30 of this Part) verified by the licensee in charge;~~
- 9) ~~d) Copy of employee's Permanent Employee Registration Card and Firearm Authorization Card and active Firearm Owner's Identification Card (FOID), if applicable; and~~
- 10) ~~e) A work-history-of-the-employee-when An employee statement that provides a detailed account of at least the previous five 5 years' employment activities.~~

- b) Private alarm contractors who provide monitoring services shall maintain a separate roster of the names of all licensed agencies and/or individuals, including license number, from whom they accept monitoring contracts or assignments. The roster shall be made available to the Department upon 24 hour notice. It shall be considered unprofessional conduct, subject to discipline by the Department, for a licensed alarm contractor or agency to accept monitoring contracts or assignments from an unlicensed entity.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1240.47 Reporting Requirements

- a) All licensees and registrants shall notify the Department in writing within 30 days of any conviction(s), arrest(s), and/or indictment(s) against him/her.
- b) All agencies and licensees shall notify the Department of any employee

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who has been terminated from his/her official duties due to a criminal conviction, arrest, indictment or has been discharged for theft, destruction of property or alcohol or drug intoxication.

- c) All agencies shall submit a monthly roster of employees with PERC application(s) pending with the Department.
- d) All agencies shall submit a weapons discharge report, on forms provided by the Department, along with the police report of the incident, within 30 days of the incident.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1240.48 Uniforms

All full uniforms ~~issued-to~~ of registered security guard employees, which are to be worn during working hours, ~~while-these-employees-perform-duties-related-to-their-employment,~~ must bear the name of the ~~issuing~~ issuing agency which shall be plainly visible.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1240.50 Renewals

- a) Beginning with the May 1990 renewal, every individual license issued under the Act shall expire on May 31 every ~~three~~ three years. The holder of a license may renew such license during the month preceding the expiration date by paying the required fee set forth in Section 20 105 of the Act, and providing proof of liability insurance as evidenced by a certificate of insurance from the insurer ~~and-if-applicable-by-complying-with-the-provisions-of-Section-6-of-the-Act-as-it-pertains-to-firearm-training.~~

- b) Beginning with the May 1990 renewal, every certificate of registration for an agency and every branch office certificate issued under the Act shall expire on August 31 every ~~three~~ three years. The holder of a certificate of registration may renew such certificate during the month preceding the expiration date thereof by paying the required fee.

- c) Beginning with the May 1991 renewal, every employee registration card issued under the Act shall expire on May 31 every ~~three~~ three years. The holder of the card may renew such card during the month preceding the expiration date by submitting the required fee to the Department.

- d) It is the responsibility of each licensee and employee registration card holder to notify the Department of any change of address. Failure to receive a renewal form from the Department shall not constitute an excuse for failure to renew one's license or employee registration card or to pay the renewal fee. Practicing on an expired license or employee registration card is unlicensed practice and subject to discipline under Section 24 130 of the Act.

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- e) Every firearm authorization card shall expire on the date specified on the face of the card. The card shall be renewed upon proof that:
- 1) The employee has been requalified on the firing range within one year preceding the renewal date; and
  - 2) The employee continues to be employed by the agency to which the card was issued.
- f) No employer shall, after the expiration of a firearm authorization card, employ the holder thereof in an armed capacity.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1240.51 Requests for Duplicate Certificates

- a) Requests for duplicate certificates to replace ones that have been lost, stolen or destroyed shall be made in writing to the Department and shall be made by the individuals to whom the certificates were issued.
- b) Any person requesting a duplicate firearm authorization card shall first file a report with the local police authority which that specifies the circumstances under which the firearm authorization card was lost, stolen or destroyed.
- c) Requests for a duplicate firearm authorization card shall be accompanied by an affidavit from the person making the request, which specifies specifying the date and with what police authority the above-mentioned police report was filed, and which--summarizes summarizing the circumstances under which the firearm authorization card was lost, stolen or destroyed. The fee, as required by Section 20 105 of the Act, shall also accompany the request.
- d) For purposes of this Section, the word "certificates" shall mean and include the following:
  - 1) Individual licenses (Private Detective, Private Security Contractor and Private Alarm Contractor)
  - 2) Certificates of Registration for an agency
  - 3) Licensee Pocket Cards
  - 4) Permanent Employee Registration Cards
  - 5) Certification of Completion of Firearm Training
  - 6) Firearm Authorization Card.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1240.55 Endorsement

- a) An applicant who is licensed under the laws of another jurisdiction shall file an application with the Department together with:
  - 1) a-A certification from the licensing authority of the jurisdiction stating:
    - A) the-The time during which the applicant was licensed in that

- jurisdiction;
- B) whether-Whether the file on the applicant contains any a record of any disciplinary action taken or pending; and
  - C) a-A brief description of the examination taken and the grades received; and
  - D) that-That the jurisdiction has substantially equal rules of endorsement (1111-Rev-Stat-1984-Supp-7-eh-1117-pat--2669 [225 ILCS 445/19]; and
  - 2) a-A completed Education Certification Form, a completed Verification of Qualifying Experience Form or a completed Work History Form detailing the education and/or experience required by Section 14 75 of the Act (1111-Rev-Stat-1984-Supp-7-eh-1117-pat--2664); and
  - 3) the-The required fee specified in Section 20 105 of the Act.

- b) If the Department questions the documentation provided by the applicant because of discrepancies or conflicts in information, or missing information, or if the Department needs further information to determine substantial equivalence of the applicant's qualifications for licensure, the applicant will be requested to submit further information as the Department deems necessary to make such determination.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1240.60 Restoration

A licensee seeking restoration of a license which-was issued after January 5, 1984, shall file an application on forms provided by the Department and shall also submit the following:

- a) If-If the license has expired for less than 56 years, the application must be accompanied by the required fees specified in Section 20 105(d)(7) of the Act, or an affidavit attesting to military service as provided in Section 20 105(c) of the Act.
- b) If-If the license has expired for more than 56 years, the application must be accompanied by a request to be scheduled for the next available examination, a fee covering the cost of the examination and the required restoration fee specified in Section 20 105(d)(8) of the Act.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1240.65 Conduct of Hearings

Any hearing conducted by the Department pursuant to Section 25 130 of the Act shall be conducted in accordance with the Department's Rules of Practice in Administrative Hearings (68 Ill. Adm. Code 1110).



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Section 1240.66 Investigation by the Department

- a) The Department may conduct an investigation for the purpose of investigating an applicant or application, an agency, a licensee, a registrant or any other party for an alleged violation of the Act or this Part.
- b) The Department may require an applicant, an agency, a licensee or registrant to produce relevant documents, records or any other material pertinent to the investigation of alleged violations of the Act or this Part.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 1240.70 Granting Variances

- a) The Director may grant variances from these rules in individual cases where he/she finds that:
- 1) The provision from which the variance is granted is not statutorily mandated;
  - 2) No party will be injured by the granting of the variance; and
  - 3) The rule from which the variance is granted would, in the particular case, be unreasonable or unnecessarily burdensome.
- b) The Director shall notify the Board of the granting of such variance, and the reasons therefore, at the next meeting of the Board.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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- 1) Heading of the Part: Aid to the Aged, Blind or Disabled
- 2) Code Citation: 89 Ill. Adm. Code 113
- 3) Section Numbers: Proposed Action:  
113.140 Amendment  
113.155 Repeal
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, par. 12-13)(305 ILCS 5/12-13) and OBRA '93 (PL 103-66).

5) Complete Description of the Subjects and Issues Involved: These proposed amendments implement provisions of OBRA '93 (P.L. 103-66) relating to the treatment of revocable and irrevocable trusts and the transfer of assets for persons residing in long term care facilities. This rulemaking also establishes the procedures used to determine the value of a life estate and remainder interest at the time the property is liquidated.

As a result of these proposed amendments, in determining the value of the life estate and remainder interest of the amount received, the Department will apply the values listed in 89 Ill. Adm. Code 120.7able A. The life estate and remainder interest are based on the age and sex of the person at the time the property is liquidated and the corresponding values described in 89 Ill. Adm. Code 120.7able A. This rule change also repeals provisions for property transfers for applications filed on or after October 1, 1989.

Companion amendments are also being proposed in Sections 120.346, 120.347, 120.380, 120.386 and 120.387.

- 6) Will these proposed amendments replace emergency amendments currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Do these proposed amendments contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? Yes

Sections	Proposed Action	Illinois Register Citation
113.113	Amendment	September 23, 1994 (18 Ill. Reg. 14281)
113.141	Amendment	September 23, 1994 (18 Ill. Reg. 14281)
113.157	Amendment	September 23, 1994 (18 Ill. Reg. 14281)
113.248	Amendment	September 23, 1994 (18 Ill. Reg. 14281)

- 10) Statement of Statewide Policy Objectives: These proposed amendments

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TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 113  
AID TO THE AGED, BLIND OR DISABLED

SUBPART A: GENERAL PROVISIONS

Section	Description of the Assistance Program Incorporation By Reference
113.1	
113.5	

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section	
113.9	Client Cooperation
113.10	Citizenship
113.20	Residence
113.30	Age
113.40	Blind
113.50	Disabled
113.60	Living Arrangement
113.70	Institutional Status
113.80	Social Security Number

SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section	
113.100	Unearned Income
113.101	Budgeting Unearned Income
113.102	Budgeting Unearned Income of Applicants Receiving Income On Date of Application And/Or Date of Decision
113.103	Initial Receipt of Unearned Income
113.104	Termination of Unearned Income
113.105	Unearned Income In-Kind
113.106	Earmarked Income
113.107	Lump Sum Payments and Income Tax Refunds
113.108	Protected Income (Repealed)
113.109	Earned Income (Repealed)
113.110	Budgeting Earned Income (Repealed)
113.111	Protected Income
113.112	Earned Income
113.113	Exempt Unearned Income
113.114	Budgeting Earned Income of Applicants Receiving Income On Date of Application And/Or Date of Decision
113.115	Initial Employment
113.116	Budgeting Earned Income For Contractual Employees

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do not affect units of local government.

11) Time, Place, and Manner in which Interested Persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to Judy Umunna, Bureau of Rules and Regulations, Illinois Department of Public Aid, 100 South Grand Ave. E., 3rd Floor, Springfield, Illinois 62762. The Department will consider all written comments it receives within 30 days after the publication of this notice.

12) Initial Regulatory Flexibility Analysis:

- A) Date proposed rulemaking was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: Not applicable
- B) Types of small businesses affected: None
- C) Reporting, bookkeeping or other procedures required for compliance: None
- D) Types of professional skills necessary for compliance: None

The full text of the Proposed Amendments begins on the next page:



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113.117 Budgeting Earned Income For Non-contractual School Employees  
 113.118 Termination of Employment  
 113.120 Exempt Earned Income  
 113.125 Recognized Employment Expenses  
 113.130 Income From Work/Study/Training Programs  
 113.131 Earned Income From Self-Employment  
 113.132 Earned Income From Roomer and Boarder  
 113.133 Earned Income From Rental Property  
 113.134 Earned Income In-Kind  
 113.139 Payments from the Illinois Department of Children and Family Services  
 113.140 Assets  
 113.141 Exempt Assets  
 113.142 Asset Disregard  
 113.143 Deferral of Consideration of Assets  
 113.154 Property Transfers For Applications Filed Prior To October 1, 1989  
 (Repealed)  
 113.155 Property Transfers For Applications Filed On Or After October 1, 1989  
 (Repealed)  
 113.156 Court Ordered Child Support Payments of Parent/Step-Parent  
 113.157 Sponsors of Aliens  
 113.160 Assignment of Medical Support Rights

## SUBPART D: PAYMENT AMOUNTS

Section  
 113.245 Payment Levels for AABD  
 113.246 Personal Allowance  
 113.247 Personal Allowance Amounts  
 113.248 Shelter  
 113.249 Utilities and Heating Fuel  
 113.250 Laundry  
 113.251 Telephone  
 113.252 Transportation, Lunches, Special Fees  
 113.253 Allowances for Increase in SSI Benefits  
 113.254 Nursing Care or Personal Care in Home Not Subject to Licensing  
 113.255 Sheltered Care in a Licensed Group Care Facility  
 113.256 Shopping Allowance  
 113.257 Special Allowances for Blind and Partially Sighted (Blind Only)  
 113.258 Home Delivered Meals  
 113.259 AABD Fuel and Utility Allowances By Area  
 113.260 Sheltered Care Rates  
 113.261 Cases in Licensed Intermediate Care Facilities, Licensed Skilled  
 Nursing Facilities, DMHDD Facilities and All Other Licensed Medical  
 Facilities

## SUBPART E: OTHER PROVISIONS

Section  
 113.300 Persons Who May Be Included In the Assistance Unit

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113.301 Grandfathered Cases  
 113.302 Interim Assistance  
 113.303 Special Needs Authorizations  
 113.304 Retrospective Budgeting  
 113.305 Budgeting Schedule  
 113.306 Purchase and Repair of Household Furniture (Repealed)  
 113.307 Property Repairs and Maintenance  
 113.308 Excess Shelter Allowance  
 113.320 Redetermination of Eligibility

SUBPART F: INTERIM ASSISTANCE

Section  
 113.400 Description of the Interim Assistance Program  
 113.405 Pending SSI Application  
 113.410 More Likely Than Not Eligible for SSI  
 113.415 Non-Financial Factors of Eligibility  
 113.420 Financial Factors of Eligibility  
 113.425 Payment Levels for Chicago Interim Assistance Cases  
 113.430 Payment Levels for all Interim Assistance Cases Outside Chicago  
 113.435 Medical Eligibility  
 113.440 Attorney's Fees for SSI Applicants  
 113.445 Advocacy Program for Persons Receiving Interim Assistance  
 113.500 Attorney's Fees for SSI Appellants (Renumbered)

AUTHORITY: Implementing Article III and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 3-1 et seq. and 12-13) [305 ILCS 5/Art. III and 12-13].

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amendment at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4

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Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041, effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; rules repealed, new rules adopted and codified at 7 Ill. Reg. 907, effective January 10, 1983; amended (by adding Sections being codified with no substantive change) at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 9367, effective August 1, 1983; amended at 7 Ill. Reg. 17351, effective December 21, 1983; amended at 8 Ill. Reg. 537, effective December 30, 1983; amended at 8 Ill. Reg. 5225, effective April 9, 1984; amended at 8 Ill. Reg. 6746, effective April 27, 1984; amended at 8 Ill. Reg. 11414, effective June 27, 1984; amended at 8 Ill. Reg. 13273, effective July 16, 1984; amended (by sections being codified with no substantive change) at 8 Ill. Reg. 17895; amended at 8 Ill. Reg. 18896, effective September 26, 1984; amended at 9 Ill. Reg. 5335, effective April 5, 1985; amended at 9 Ill. Reg. 8166, effective May 17, 1985; amended at 9 Ill. Reg. 8657, effective May 25, 1985; amended at 9 Ill. Reg. 11302, effective July 5, 1985; amended at 9 Ill. Reg. 11636, effective July 8, 1985; amended at 9 Ill. Reg. 11991, effective July 12, 1985; amended at 9 Ill. Reg. 12806, effective August 9, 1985; amended at 9 Ill. Reg. 15896, effective October 4, 1985; amended at 9 Ill. Reg. 16291, effective October 10, 1985; emergency amendment at 10 Ill. Reg. 364, effective January 1, 1986; amended at 10 Ill. Reg. 1183, effective January 10, 1986; amended at 10 Ill. Reg. 6956, effective April 16, 1986; amended at 10 Ill. Reg. 8794, effective May 12, 1986; amended at 10 Ill. Reg. 10628, effective June 3, 1986; amended at 10 Ill. Reg. 11920, effective July 3, 1986; amended at 10 Ill. Reg. 15110, effective

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September 5, 1986; amended at 10 Ill. Reg. 15631, effective September 19, 1986; amended at 11 Ill. Reg. 3150, effective February 6, 1987; amended at 11 Ill. Reg. 8712, effective April 20, 1987; amended at 11 Ill. Reg. 9919, effective May 15, 1987; emergency amendment at 11 Ill. Reg. 12441, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20880, effective December 14, 1987; amended at 12 Ill. Reg. 867, effective January 1, 1988; amended at 12 Ill. Reg. 2137, effective January 11, 1988; amended at 12 Ill. Reg. 3497, effective January 22, 1988; amended at 12 Ill. Reg. 5642, effective March 15, 1988; amended at 12 Ill. Reg. 6151, effective March 22, 1988; amended at 12 Ill. Reg. 7687, effective April 22, 1988; amended at 12 Ill. Reg. 8562, effective May 13, 1988; amended at 12 Ill. Reg. 9023, effective May 20, 1988; amended at 12 Ill. Reg. 9669, effective May 24, 1988; emergency amendment at 12 Ill. Reg. 11828, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 14162, effective August 30, 1988; amended at 12 Ill. Reg. 17849, effective October 25, 1988; amended at 13 Ill. Reg. 63, effective January 1, 1989; emergency amendment at 13 Ill. Reg. 3402, effective March 3, 1989; amended at 13 Ill. Reg. 6007, effective April 14, 1989; amended at 13 Ill. Reg. 12553, effective July 12, 1989; amended at 13 Ill. Reg. 13609, effective August 11, 1989; emergency amendment at 13 Ill. Reg. 14467, effective September 1, 1989, for a maximum of 150 days; emergency amendment at 13 Ill. Reg. 16154, effective October 2, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 14 Ill. Reg. 720, effective January 1, 1990; amended at 14 Ill. Reg. 6321, effective April 16, 1990; amended at 14 Ill. Reg. 13187, effective August 6, 1990; amended at 14 Ill. Reg. 14806, effective September 3, 1990; amended at 14 Ill. Reg. 16957, effective September 30, 1990; amended at 15 Ill. Reg. 277, effective January 1, 1991; emergency amendment at 15 Ill. Reg. 1111, effective January 10, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 5291, effective April 1, 1991; amended at 15 Ill. Reg. 5598, effective April 10, 1991; amended at 15 Ill. Reg. 7104, effective April 30, 1991; amended at 15 Ill. Reg. 11142, effective July 22, 1991; amended at 15 Ill. Reg. 11948, effective August 12, 1991; amended at 15 Ill. Reg. 14073, effective September 11, 1991; emergency amendment at 15 Ill. Reg. 15119, effective October 7, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 16709, effective November 1, 1991; amended at 16 Ill. Reg. 3468, effective February 20, 1992; amended at 16 Ill. Reg. 9986, effective June 15, 1992; amended at 16 Ill. Reg. 11565, effective July 15, 1992; emergency amendment at 16 Ill. Reg. 13641, effective September 1, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14722, effective September 15, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 17154, effective November 1, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 17764, effective November 13, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 827, effective January 15, 1993; amended at 17 Ill. Reg. 2263, effective February 15, 1993; amended at 17 Ill. Reg. 3202, effective February 26, 1993; amended at 17 Ill. Reg. 4322, effective March 22, 1993; amended at 17 Ill. Reg. 6804, effective April 21, 1993; amended at 17 Ill. Reg. 14612, effective August 26, 1993; amended at 18 Ill. Reg. 2018, effective January 21, 1994; amended at 18 Ill. Reg. 7759, effective May 5, 1994; amended at 18 Ill. Reg. 12818, effective August 5, 1994; amended at 18 Ill. Reg. \_\_\_\_\_, effective



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## Section 113.140 Assets

- a) The value of non-exempt nonexempt assets shall be considered in determining eligibility for an assistance payment.
- b) The entire equity value of jointly held assets shall be considered in determining eligibility for an assistance payment, unless:

- 1) The asset is a joint income tax refund; or
- 2) The client documents that the client he/she does not have access to the asset. Appropriate documents may include, but are not limited to, bank documents, signature cards, trust documents, divorce papers, and papers from court proceedings; or
- 3) The asset is held jointly with a client or clients et/ent(s) of any Illinois Department of Public Aid program, other than Food Stamps; or
- 4) The client can document the amount of his legal interest in the asset, and that such amount is less than the entire value of the asset, then the documented amount shall be considered. Appropriate documentation, may include, but is not limited to, bank documents, trust documents, signature cards, divorce papers, or court orders; or
- 5) The client documents that the asset or a portion of the asset is not owned by the client and the client's accessibility to the asset is changed. (See subsections (b)(2) and (4) above for documentation examples)

- c) Trusts for residents of long term care facilities shall be treated as described in 89 Ill. Adm. Code 120.387.

- d) Provisions for the transfer of property (for example, assets) for residents of long term care facilities shall be treated as described in 89 Ill. Adm. Code 120.386 and 120.387.

- e) The value of a life estate shall be determined at the time the property (for example, assets) is liquidated. In determining the value of the life estate and remainder interest of the amount received, the Department shall apply the values described in 89 Ill. Adm. Code 120.386 and 120.387. The life estate and remainder interest are based on the age and sex of the person at the time the property is liquidated and the corresponding values described in 89 Ill. Adm. Code 120.386 and 120.387.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 113.155 Property Transfers For Applications Filed On Or After October 1, 1989 (Repealed)

- a) The provisions for the transfer of property (for example, assets) listed below apply to residents of long term care facilities who apply for assistance on or after October 1, 1989, regardless of the date of the transfer and to residents whose application is filed prior to October 1, 1989, if the transfer occurs on or after October 1, 1989.

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- b) These provisions for the transfer of property (for example, assets) listed below apply to a resident's spouse when the resident applies for assistance on or after June 1, 1991, if the transfer occurs on or after December 20, 1989, and to a resident's spouse when the resident's application is filed prior to June 1, 1991, if the transfer occurs on or after June 1, 1991.
- c) The provisions for the transfer of property (for example, assets) listed in subsections (d) and (f) below do not apply to eligibility determinations for individuals who reside in the community.
- d) A transfer of assets occurs when a resident of a long-term care facility or the resident's spouse buys, sells or gives away real or personal property or changes the way property is held.
- e) A transfer is allowable if:

- 1) the transfer occurred more than thirty (30) months before the date of application or more than thirty (30) months before entry into the long-term care facility;
- 2) the transfer by the resident's spouse occurred prior to December 20, 1989;
- 3) a fair market value was received; fair market value is the price that an article or piece of property might be expected to bring if offered for sale in a fair market; fair market value is determined by statements obtained from institutions, community members, etc. (e.g., bankers, jewelers, reputable realtors, etc.);
- 4) homestead property was transferred to:

- A) a spouse;
- B) the individual's child who is under age 21;
- C) the individual's child who is blind or permanently and totally disabled;
- D) the individual's brother or sister who has an equity interest in the homestead property and who was residing in the home for at least one (1) year immediately prior to the date the individual entered the facility; or
- E) the individual's child who provided care for the individual and who was residing in the homestead property for two (2) years immediately prior to the date the individual entered the facility;

- 5) The transfer by the resident was to the community spouse or to another individual for the sole benefit of the community spouse and the amount transferred does not exceed the Community Spouse Asset Allowance. The Community Spouse Asset Allowance as of October 1, 1989, is an amount up to but not greater than \$60,000 that the resident may transfer without affecting eligibility to the community spouse or to another individual for the sole benefit of the community spouse. As of October 1, 1989, the amount of assets a resident may transfer to his or her spouse is \$60,000 minus any non-exempt assets of the community spouse. The amount established as the Community Spouse Asset

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- 1) Heading of the Part: Hospital Services
  - 2) Code Citation: 89 Ill. Adm. Code 148
  - 3) Section Number: Proposed Action:  
148.40 Amendment
  - 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, par. 12-13) [305 ILCS 5/12-13] and Public Act 88-484
  - 5) Complete Description of the Subjects and Issues Involved: These proposed amendments to the Department's rules concerning psychiatric services, are intended to implement requirements under Public Act 88-484. These changes eliminate the requirement for written consent of the client for the release of certain information when the client is referred to a State-operated facility. These changes will facilitate the transfer of clients from private hospitals to psychiatric institution operated by the Department of Mental Health and Developmental Disabilities.
- According to the proposed amendments, written client consent is not needed relative to transfers to DMHDD facilities, when a private psychiatric hospital notifies a prescreening entity of the intended referral, or notifies the community mental health agency or private practitioner of the date and time of discharge and invites their participation in the discharge planning process.
- These proposed amendments will not result in any changes in Department spending.
- 6) Will these proposed amendments replace emergency amendments currently in effect? No
  - 7) Does this rulemaking contain an automatic repeal date? No
  - 8) Do these proposed amendments contain incorporations by reference? No
  - 9) Are there any other proposed amendments pending on this Part? Yes
- | Sections | Proposed Action | Illinois Register Citation           |
|----------|-----------------|--------------------------------------|
| 148.290  | Amendment       | August 19, 1994 (18 Ill. Reg. 12611) |
- 10) Statement of Statewide Policy Objectives: These proposed amendments do not affect units of local government.
  - 11) Time, Place, and Manner in which Interested parties may comment on this proposed rulemaking: Any interested parties may submit comments, data,

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- Allowance shall be increased for calendar years after 1989 by the same percentage as the percentage increase in the consumer price index for all urban consumers. The Community Spouse Asset Allowance is subject to the following qualifications:
- A) The amount of assets sufficient to provide (the amount of income generated) the Community Spouse Maintenance Needs Allowance (as described at 89 Ill. Adm. 120611) as determined by a fair hearing or
  - B) The amount transferred under a court order to the community spouse;
- 6) the transfer was to the individual's child who is blind or permanently and totally disabled or to another person for the sole benefit of the individual's child;
  - 7) the individual intended to transfer the assets for fair market value;
  - 8) it is determined that denial of assistance would create an undue hardship; examples of undue hardship include but are not limited to situations in which:
    - A) the resident is mentally unable to explain how the assets were transferred;
    - B) the denial of assistance would force the resident to move from the long-term care facility; or
    - C) the individual would be prohibited from joining a spouse in a facility or would prohibit the individual from entering a facility that is within close proximity to his/her family;
  - 9) the transfer was made exclusively for a reason other than to qualify for assistance. A transfer for less than fair market value is presumed to have been made to qualify for assistance unless a satisfactory showing is made to the Department that the client or spouse transferred the asset exclusively for a reason other than to qualify for assistance.
  - 10) the transfer by the resident was to the community spouse and was the result of a court order;
  - 11) transfers of assets which do not meet the provisions of subsection (e) are considered as a single transfer of the total amount of assets with the period of ineligibility determined in accordance with subsection (g);
  - 9) if the transfer does not meet the provisions of subsection (f) the resident is ineligible beginning with the month of the first transfer and until whichever occurs first:
    - 1) the number of months the total uncompensated amount of the transferred assets would meet the monthly cost of long-term care (private rate) at the facility; or
    - 2) thirty (30) months from the month of the first transfer.
- (Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



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views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to Joanne Jones, Bureau of Rules and Regulations, Illinois Department of Public Aid, 100 South Grand Ave. E., 3rd Floor, Springfield, Illinois 62762. The Department will consider all written comments it receives within 30 days after the publication of this notice.

These proposed amendments may have an impact on small businesses, small municipalities, and not for profit corporations as defined in Sections 1-75, 1-80 and 1-85 of the Illinois Administrative Procedure Act. These entities may submit comments in writing to the Department at the above address in accordance with the regulatory flexibility provisions in Section 5-30 of the Illinois Administrative Procedure Act. These entities shall indicate their status as small businesses, small municipalities, or not for profit corporations as part of any written comments they submit to the Department.

## 12) Initial Regulatory Flexibility Analysis:

- A) Date proposed rulemaking was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: September 14, 1994
- B) Types of small businesses affected: Private and State-operated psychiatric facilities
- C) Reporting, bookkeeping or other procedures required for compliance: None
- D) Types of professional skills necessary for compliance: None

The full text of the Proposed Amendments begins on the next page:

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TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER d: MEDICAL PROGRAMS

PART 148  
HOSPITAL SERVICES

Section	
148.10	Hospital Services
148.10	Participation
148.20	Definitions and Applicability
148.25	General Requirements
148.30	Special Requirements
148.40	Covered Hospital Services
148.50	Services Not Covered as Hospital Services
148.60	Limitation On Hospital Services
148.70	Organ Transplant Services Covered Under Medicaid (Repealed)
148.80	Organ Transplant Services
148.82	Heart Transplants (Repealed)
148.90	Liver Transplants (Repealed)
148.100	Bone Marrow Transplants (Repealed)
148.110	Disproportionate Share Hospital (DSH) Adjustments
148.120	Outlier Adjustments for Exceptionally Costly Stays
148.130	Hospital Outpatient and Clinic Services
148.140	Uncompensated Care Payment Adjustments
148.150	Payment Methodology for County-Owned Hospitals in a County with a Population of Over 3 Million
148.160	Payment Methodology for Hospitals Organized Under the University of Illinois Hospital Act
148.170	Payment for Pre-operative Days, Patient Specific Orders, and Services Which Can Be Performed in an Outpatient Setting
148.180	Copayments
148.190	Alternate Reimbursement Systems
148.200	Filing Cost Reports
148.210	Pre September 1, 1991 Admissions
148.220	Admissions Occurring on or after September 1, 1991
148.230	Utilization Review and Furnishing of Inpatient Hospital Services Directly or Under Arrangements
148.240	Determination of Alternate Payment Rates to Certain Exempt Hospitals
148.250	Calculation and Definitions of Inpatient Per Diem Rates
148.260	Determination of Alternate Cost Per Diem Rates for All Hospitals;
148.270	Payment Rates for Certain Exempt Hospital Units; and Payment Rates for Certain Other Hospitals
148.280	Reimbursement Methodologies for Children's Hospitals and Hospitals Reimbursed Under Special Arrangements
148.290	Adjustments and Reductions to Total Payments
148.300	Payment
148.310	Review Procedure
148.320	Alternatives

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- 148.330 Exemptions  
 148.340 Subacute Alcoholism and Substance Abuse Treatment Services  
 148.350 Definitions  
 148.360 Types of Subacute Alcoholism and Substance Abuse Treatment Services  
 148.368 Volume Adjustment (Repealed)  
 148.370 Payment for Subacute Alcoholism and Substance Abuse Treatment Services  
 148.373 Utilization (Repealed)  
 148.376 Utilization, Case-Mix and Discretionary Funds  
 148.380 Rate Appeals for Subacute Alcoholism and Substance Abuse Treatment Services  
 148.390 Hearings  
 148.400 Special Hospital Reporting Requirements

**AUTHORITY:** Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 6503-1 et seq.) [20 ILCS 2215/Art. III] and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13) [305 ILCS 5/Arts. III, IV, V, VI and VII and 5/12-13].

**SOURCE:** Sections 148.10 thru 148.390 recodified from 89 Ill. Adm. Code 140.94 thru 140.398 at 13 Ill. Reg. 9572; Section 148.120 recodified from 89 Ill. Adm. Code 140.110 at 13 Ill. Reg. 12118; amended at 14 Ill. Reg. 2553, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 11392, effective July 1, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 15358, effective September 13, 1990; amended at 14 Ill. Reg. 16998, effective October 4, 1990; amended at 14 Ill. Reg. 18293, effective October 30, 1990; amended at 14 Ill. Reg. 18499, effective November 8, 1990; emergency amendment at 15 Ill. Reg. 10502, effective July 1, 1991, for a maximum of 150 days; emergency expired October 29, 1991; emergency amendment at 15 Ill. Reg. 12005, effective August 9, 1991, for a maximum of 150 days; emergency expired January 6, 1992; emergency amendment at 15 Ill. Reg. 16166, effective November 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 18684, effective December 23, 1991; amended at 16 Ill. Reg. 6255, effective March 27, 1992; emergency amendment at 16 Ill. Reg. 11335, effective June 30, 1992, for a maximum of 150 days; emergency expired November 27, 1992; emergency amendment at 16 Ill. Reg. 11942, effective July 10, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14778, effective October 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 19873, effective December 7, 1992; amended at 17 Ill. Reg. 131, effective December 21, 1992; amended at 17 Ill. Reg. 3296, effective March 1, 1993; amended at 17 Ill. Reg. 6649, effective April 21, 1993; amended at 17 Ill. Reg. 14613, effective August 30, 1993; emergency amendment at 17 Ill. Reg. 17323, effective October 1, 1993, for a maximum of 150 days; amended at 18 Ill. Reg. 3450, effective February 28, 1994; emergency amendment at 18 Ill. Reg. 12853, effective August 2, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 14117, effective September 1, 1994; amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

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## Section 148.40 Special Requirements

- a) Inpatient Psychiatric Services  
 1) Payment for inpatient hospital psychiatric services shall be made only to:  
 A) A hospital that is a general hospital, as defined in Section 148.25(b), with a functional unit, as defined in Section 148.25(c)(1), that specializes in, and is enrolled with the Department to provide, psychiatric services; or  
 B) A hospital, as defined in Section 148.25(b), that holds a valid license as, and is enrolled with the Department as, a psychiatric hospital, as defined in 89 Ill. Adm. Code 149.50(c)(1).  
 2) Inpatient psychiatric services are those services provided to patients who are in need of short-term acute inpatient hospitalization for active treatment of an emotional or mental disorder.  
 3) Inpatient psychiatric services are not covered for Family and Children Assistance (formerly known as General Assistance) program participants who are 18 years of age or older.  
 4) Federal Medicaid regulations preclude payment for patients over 20 or under 65 years of age in any institution for Mental Diseases (IMD). Therefore, psychiatric hospitals may not receive reimbursement for services provided to patients over the age of 20 and under the age of 65. In the case of a patient receiving psychiatric services immediately preceding his/her 21st birthday, reimbursement for psychiatric services shall be provided until the earliest of the following:  
 A) The date the patient no longer requires the services; or  
 B) The date the patient reaches 22 years of age.  
 5) A psychiatric hospital must be accredited by the Joint Commission on the Accreditation of Health Care Organizations to provide services to program participants under 21 years of age or be Medicare certified to provide services to program participants 65 years of age and older. Distinct part psychiatric units and psychiatric hospitals located in the State of Illinois, or within a 100 mile radius of the State of Illinois, must execute an interagency agreement with a DMHDD-operated mental health center (State-operated facilities) for coordination of services including, but not limited to, crisis screening and discharge planning to ensure linkage to aftercare services with private practitioners or community mental health services, as described in subsection (a)(6) below.  
 6) Coordination of Care - Purpose. In accordance with subsection (a)(5) above, distinct part psychiatric units and psychiatric hospitals located in the State of Illinois, or within a 100 mile radius of the State of Illinois, must execute a Coordination of Care Agreement in order to participate as a provider of inpatient psychiatric services. The Coordination of Care Agreement shall



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set forth an agreement between the DMHDD-operated mental health center (State-operated facility) and the hospital for the coordination of services, including but not limited to crisis screening and discharge planning to ensure efficient use of inpatient care. The agreement shall also set forth the manner in which linkage to aftercare services with community mental health agencies or private practitioners shall be carried out.

7) Coordination of Care - General Provisions. The general provisions of the Coordination of Care Agreement described in subsection (a)(6) above are as follows:

A) The hospital shall agree, on a continuing basis, to comply with applicable licensing standards as contained in State laws or regulations and shall maintain accreditation by JCAHO;

B) The provider shall comply with Title VI of the Civil Rights Act of 1964 and the Rehabilitation Act of 1973 and regulations promulgated thereunder which prohibit discrimination on the grounds of sex, race, color, national origin or handicap;

C) The provider shall comply with the following applicable federal, State and local statutes pertaining to equal employment opportunity, affirmative action, and other related requirements: 42 U.S.C.A. 2000e (1981), 29 U.S.C.A. 203 et seq. (1982), Ill. Rev. Stat. 1991, ch. 98, pars. 101 et seq. [775 ILCS 25]2;

D) The Coordination of Care Agreement shall remain in effect until amended by mutual consent or cancelled in writing by either party having given thirty (30) days prior notification.

8) Coordination of Care - Special Requirements. The hospital shall: A) Provide on its premises the facilities, staff, and programs for the diagnosis, admission, and treatment of persons who may require inpatient care and/or assessment of mental status, mental illness, emotional disability, and other psychiatric problems;

B) ~~With the written consent of the individual,~~ Notify the community mental health agency that serves the geographic area from which the recipient originated to allow the agency to prescreen the case prior to referring the individual to the designated State-operated facility. The community mental health agency's resources and other appropriate community alternatives shall be considered prior to making a referral to the State-operated facility for admission;

C) Complete any forms necessary and consistent with the Mental Health and Developmental Disabilities Code in the event of a referral for involuntary or judicial admission;

D) ~~With the written consent of the individual,~~ Notify the community mental health agency or private practitioner

of the date and time of discharge and invite their participation in the discharge planning process; individuals Refer to the State-operated facility only those individuals for whom less restrictive alternatives are documented not to be appropriate at the time based on a clinical determination by the community mental health agency, a private practitioner (if applicable), or the hospital; and F) Notify the State-operated facility prior to planned transfer of an individual and transfer the individual at such time as to assure arrival of the person prior to 11 a.m. Monday through Friday. In unusual situations, transfers may be made at other times after prior discussion between the hospital and the State-operated facility. The individual will only be transported to the State-operated facility when, based on a clinical determination, he/she is medically stable as determined by the transferring physician. A copy of the transfer summary from the hospital must accompany the recipient at the time of admission to the State-operated facility.

9) Coordination of Care - Special Requirements of the State-Operated Facility. The State-operated facility shall:

A) Admit individuals who have been screened as defined in the Coordination of Care Agreement and are appropriate for admission consistent with the provisions of the Mental Health and Developmental Disabilities Code.

B) Evaluate Individuals for whom the hospital has executed a Petition and Certificate for involuntary/judicial admission consistent with the Mental Health and Developmental Disabilities Code.

C) Consider for admission voluntary individuals for whom less restrictive alternatives are documented not to be appropriate at the time, based on a clinical determination by the community mental health agency, private practitioner (if applicable), the hospital, or the State-operated facility.

10) A participating hospital not enrolled for inpatient psychiatric services may provide psychiatric care as a general inpatient service only on an emergency basis for a maximum period of 72 hours or in cases in which the psychiatric services are secondary to the services for which the period of hospitalization is approved.

b) Inpatient Rehabilitation Services

1) Payment for inpatient rehabilitation services shall be made only to a general hospital, as defined in Section 148.25(b), with a functional unit of the hospital, as defined in Section 148.25(c)(2), which specializes in, and is enrolled with the Department to provide, physical rehabilitation service or a hospital, as defined in 89 Ill. Adm. Code 149.50(c)(2), which holds a valid license as, and is enrolled with the Department as,

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- a physical rehabilitation hospital.
- 2) The primary reason for hospitalization is to provide a structured program of comprehensive rehabilitation services, furnished by specialists, to the patient with a major handicap for the purpose of habilitating or restoring the person to a realistic maximum level of functioning.
  - 3) Inpatient rehabilitation services are not covered for Family and Children Assistance (formerly known as General Assistance) program participants who are 18 years of age or older.
  - 4) For payment to be made, a rehabilitation facility, which includes a distinct part unit as described in Section 148.25(c)(2), must be certified by the Health Care Financing Administration for participation under the Medicare Program (Title XII) and must be licensed and/or certified by the Illinois Department of Public Health to provide comprehensive physical rehabilitation services. Out-of-state hospitals which specialize in physical rehabilitation services must be licensed and/or certified to provide comprehensive physical rehabilitation services by the authorized licensing agency in the state in which the hospital is located.
  - 5) A rehabilitation facility must meet the following criteria:
    - A) Have a full-time (at least 35 hours per week) director of rehabilitation; a participating general hospital with a functional rehabilitation unit must have a part-time (at least 20 hours per week) director of rehabilitation;
    - B) Have an organized medical staff;
    - C) Have available consultants qualified to perform services in appropriate specialties;
    - D) Have adequate space and equipment to provide comprehensive diagnostic and treatment services;
    - E) Maintain records of diagnosis, treatment progress (notations must be made at regular intervals) and functional results; and
    - F) Submit reports as required by the Department of Public Aid.
  - 6) A rehabilitation facility must provide, or have a contractual arrangement with an appropriate entity or agency to provide, the following minimal services:
    - A) Full-time nursing services under the supervision of a registered nurse formally trained in rehabilitation nursing;
    - B) Full-time physical therapy and occupational therapy services; and
    - C) Social casework services as an integral part of the rehabilitation program.
  - 7) A rehabilitation facility must have available the following minimal services:
    - A) Psychological evaluation services;
    - B) Prosthetic and orthotic services;
    - C) Vocational counseling;
    - D) Speech therapy;

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- E) Clinical laboratory and x-ray services; and
  - F) Pharmacy services.
- 8) The director of rehabilitation must meet the following criteria:
    - A) Provide services to the hospital and its patients as specified in subsection (b)(5) above;
    - B) Be a doctor of medicine or osteopathy;
    - C) Be licensed under State law to practice medicine or surgery; and
    - D) Must have, after completing a one-year hospital internship, at least two years of training or experience in the medical management of inpatients requiring rehabilitation services.
  - 9) Personnel of the rehabilitation facility must meet the following minimum standards:
    - A) Physicians shall have unlimited licenses to practice medicine and surgery in the state in which they practice. Consultants shall be Board Qualified or Board Certified in their specialty.
    - B) Physical therapists shall be licensed by the Illinois Department of Professional Regulation.
    - C) Occupational therapists shall be licensed by the Illinois Department of Professional Regulation.
    - D) Registered nurses and licensed practical nurses shall be currently licensed by the Illinois Department of Professional Regulation or comparable licensing agency in the State in which the facility is located.
    - E) Social workers shall have completed two years of graduate training leading to a Master's Degree in social work from an accredited graduate school of social work.
    - F) Psychologists shall have a Master's Degree in clinical psychology.
    - G) Vocational counselors shall have a Master's Degree in Rehabilitation Counseling, Psychology or Guidance from a school accredited by the North Central Association or its equivalent.
    - H) An orthotist or prosthetist, certified by the American Board of Certification in Orthotics and Prosthetics, shall fabricate or supervise the fabrication of all limbs and braces.
  - c) End-Stage Renal Disease Treatment (ESRDT) Services. The Department provides payment to hospitals, as defined in Section 148.25(b), for ESRDT services only when the hospital is Medicare certified for ESRDT and services are provided as follows:
    - 1) Inpatient hospital care is provided for the evaluation and treatment of acute renal disease;
    - 2) Outpatient chronic renal dialysis treatments are provided in the outpatient renal dialysis department of the hospital, a satellite unit of the hospital that is professionally associated with the center for medical direction and supervision, or a free-standing chronic dialysis center certified by Medicare, pursuant to 42 CFR



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Part 405, Subparts S and U (1984), and the recipient is approved by the Illinois Department of Public Health (IDPH) or the Department of Health and Human Services (DHHS) as eligible for ESRDT services; or

- 3) Home dialysis treatments are provided through the outpatient renal dialysis department of the hospital, a satellite unit of the hospital that is professionally associated with the center for medical direction and supervision, in a patient's home, or through a free-standing chronic dialysis center certified by Medicare, pursuant to 42 CFR Part 405, Subparts S and U (1984), and the recipient is approved by the Illinois Department of Public Health (IDPH) or the Department of Health and Human Services (DHHS) as eligible for ESRDT services.

- d) Hospital-Based Organized Clinic Services. Hospital-based clinics, as described in Section 148.25(b)(4), must meet the requirements of 89 Ill. Adm. Code 140.461(a). The following four categories of hospital-based organized clinic services are recognized in the Medical Assistance Program:

- 1) General Clinic Services. General clinic services are diagnostic, therapeutic and palliative services provided under the direction of a physician who provides for the health care needs of persons who elect to use this type of service rather than another source of primary care. In order to participate as a provider of general clinic services, a hospital must meet the following requisites:

- A) The hospital must be enrolled for participation in the Medical Assistance Program to provide general inpatient (category of service 20) and general outpatient (category of service 24) hospital services.

## B) Personnel

- i) The clinic must be organized as a distinct hospital department with a qualified, trained executive in charge of all activities and responsible to the administration of the hospital;
- ii) An advisory medical council must function to assist the executive officer in formulating policies for the management and care of clinic patients;
- iii) The qualifications of the medical staff of the clinic must meet the same requirements that apply to the hospital staff;
- iv) Nursing services must be provided by licensed nurses under the supervision of a registered professional nurse (R.N.); and
- v) A dietitian must be available to instruct the patients regarding special diets and to plan with the patients in the buying and preparation of food.

## C) Program

- i) The program of the clinic must ensure the provision of comprehensive, high quality, personalized, and

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continuous health care services to its patients. This means that, at a minimum, the clinic must provide or contract for the services of a sufficient number of primary and specialty care physicians to meet the health needs of patients of the clinic, and must have provisions made for the back-up care of patients when the clinic is not open;

- ii) The laboratory, x-ray, and special therapy services must be available for clinic patients, as needed;
- iii) The pharmacy must be an integral part of the clinic organization; and
- iv) The medical social services in the clinic must be integrated with those in the hospital.

- D) Physical Setting and Equipment. The size, location, ventilation, and lighting of accommodations for interviewing, examining, and treating patients and appropriate equipment must be adequate to serve the number and needs of patients accepted by the clinic.

## E) Records

- i) Clinic records must accurately reflect the patient's condition and contain all significant facts bearing on the case, i.e., history, symptoms and complaints, physical examination findings, laboratory and x-ray procedures, and medications ordered and their results, diagnosis, treatment given or recommended and the patient's response to treatment; and
- ii) Clinic records must contain the dates of service and the name of the medical practitioner seeing the patient at the time of each clinic visit.

## 2) Psychiatric Clinic Services

- A) Psychiatric Clinic Services (Type A). Type A psychiatric clinic services are clinic service packages consisting of diagnostic evaluation; individual, group and family therapy; medical control; optional Electroconvulsive Therapy (ECT); and counseling, provided in the hospital clinic setting for individuals through the age of 21.

- B) Psychiatric Clinic Services (Type B). Type B psychiatric clinic services are active treatment programs in which the individual patient is participating in no less than social, recreational, and task-oriented activities at least four hours per day at a minimum of three half days of active treatment per week. The duration of an individual patient's participation in this treatment program is limited to six months in any twelve month period.

- C) Coverage. Psychiatric clinic services are covered for all Medicaid-eligible individuals. The services are not covered for Family and Children Assistance (formerly known as General Assistance) program participants who are 18 years of age or older.

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- D) Approval. The Illinois Department of Mental Health and Developmental Disabilities (DMHDD) and the Illinois Department of Public Aid (IDPA) are responsible for approval and enrollment of community hospitals providing psychiatric clinic services. In order to participate as a provider of psychiatric clinic services, a hospital must be enrolled for the provision of inpatient psychiatric services and execute a Psychiatric Clinic Services Type A and B Enrollment Assurance with DMHDD and the Department, which assures that the hospital is enrolled for the provision of inpatient psychiatric services and meets the following requisites:
- The hospital must be accredited by, and be in good standing with, the Joint Commission on Accreditation of Health Care Organizations (JCAHO);
  - The hospital must have executed a Coordination of Care Agreement between the hospital and the designated Illinois Department of Mental Health and Developmental Disabilities' State-operated facility serving the mentally ill in the appropriate geographic area;
  - The clinical staff of the psychiatric clinic must collaborate with the mental health service network to provide discharge, linkage and aftercare planning for recipients of outpatient services;
  - The hospital must agree to participate in Local Area Networks in compliance with P.L. 99-660 and P.A. 86-844; and
  - The hospital must be enrolled to participate in the Medicaid program (Title XIX) and must meet all conditions and requirements set forth by the Illinois Department of Public Aid.
- E) Duration of Approval. The approval described in subsection (d)(2)(D) above shall be in effect for a period of two years from the date IDPA approves the psychiatric client's enrollment. The approval may be terminated by IDPA or DMHDD with cause upon 30 days written notice to the hospital. Accordingly, the hospital must submit a 30 day written notification to IDPA and DMHDD when terminating delivery of psychiatric clinic services.
- 3) Physical Rehabilitation Clinic Services
- Physical rehabilitation clinic services include the same rehabilitative services provided to inpatients by hospitals enrolled to provide the services described in Section 148.40(b). Clinic services should be utilized when the patient's condition is such that it does not necessitate inpatient care and adequate care and treatment can be obtained on an outpatient basis through the hospital's specialized clinic.
  - Physical rehabilitation clinic services are not covered for Family and Children Assistance (formerly known as General

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- Assistance) program participants who are 18 years of age or older.
- Healthy Moms/Healthy Kids Managed Care Clinics. Healthy Moms/Healthy Kids managed care clinics, as described in 89 Ill. Adm. Code 140.461(f) and Section 148.25(b)(5), must meet the requirements of 89 Ill. Adm. Code 140.461(f).
  - Transition to the Diagnosis Related Grouping Prospective Payment System (DRG PPS)
- Effective with admissions occurring on or after September 1, 1991, and before October 1, 1992, hospitals shall be reimbursed in accordance with the statutes and administrative rules governing the time period when the services were rendered.
  - Effective with admissions occurring on or after October 1, 1992, hospitals that, on August 31, 1991, had a contract in effect with the Department under the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1991, ch. 23, par. 6501-1 et seq.) [320 ILCS 157+] and that elected, effective September 1, 1991, to be reimbursed at rates stated in such contracts, may elect to continue to be reimbursed at rates stated in such contracts for general and specialty care in accordance with subsection (g) of this Section.
  - In the case of a hospital that was determined by the Department to be a rural hospital at the beginning of the rate period described in Section 148.25(g)(2)(A), those hospitals that shall be treated as sole community hospitals, as described in 89 Ill. Adm. Code 149.125(b) shall elect one of the following payment methodologies to be used by the Department in reimbursing that hospital for inpatient services during the rate period described in Section 148.25(g)(2)(A):
    - the DRG PPS, as described in 89 Ill. Adm. Code 149, or
    - the rate calculated under Section 148.260.
  - In the case of a hospital that was not determined by the Department to be a rural hospital at the beginning of the rate period described in Section 148.25(g)(2)(A), but was subsequently reclassified by the Department as a rural hospital, as described in Section 148.25(g)(3), on July 14, 1993, those hospitals that shall be treated as sole community hospitals, as described in 89 Ill. Adm. Code 149.125(b), shall elect one of the following payment methodologies to be used by the Department in reimbursing that hospital for inpatient admissions, or, if applicable, for inpatient services provided on October 1, 1993, and for the duration of the rate period described in Section 148.25(g)(2)(A):
    - the DRG PPS, as described in 89 Ill. Adm. Code 149, subject to the provisions of 89 Ill. Adm. Code 149.100(c)(1), or
    - the rate calculated under Section 148.260 that would have been in effect for the rate period described in Section 148.25(g)(2)(A) if the hospital had been designated as a sole community hospital on October 1, 1992.
  - For the rate periods described in Section 148.25(g)(2)(B), hospitals, as described in 89 Ill. Adm. Code 149.125(b), shall



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elect one of the following payment methodologies to be used by the Department in reimbursing that hospital for inpatient admissions, or, if applicable, for inpatient services provided during such rate periods described in Section 148.25(g)(2)(B):

A) the DRG PPS, as described in 89 Ill. Adm. Code 149, subject to the provisions of 89 Ill. Adm. Code 149.100(c)(1), or

B) the rate calculated under Section 148.260.

## g) Annual Irrevocable Election

1) Hospitals described in subsections (f)(2) and (f)(3) above may elect to be reimbursed under the special arrangements described in subsections (f)(2) and (f)(3) above at the beginning of each rate period.

2) Hospitals described in subsection (f)(4) above may elect to be reimbursed under the special arrangements described in subsection (f)(4) above effective with admissions, or, if applicable, with inpatient services provided, on October 1, 1993, and for the duration of the rate period described in Section 148.25(g)(2)(A).

3) Hospitals described in subsection (f)(5) above may elect to be reimbursed under the special arrangements described in subsection (f)(5) above at the beginning of each rate period described in Section 148.25(g)(2)(B).

4) Once a sole community hospital elects to be reimbursed under the DRG PPS, it may not later in that rate period elect to be classified as exempt. Once a sole community hospital elects to be reimbursed as exempt, it may not later in that rate period elect to be reimbursed under the DRG PPS.

5) Hospitals that, on August 31, 1991, had a contract with the Department under the Illinois Health Finance Reform Act may elect to continue to be reimbursed at rates stated in such contracts for general and specialty care. Once such election has been made, the hospital may not later in that rate period year elect to be reimbursed under any other methodology.

6) Hospitals that, on August 31, 1991, had a contract with the Department under the Illinois Health Finance Reform Act and have elected to be reimbursed under the DRG PPS may not later elect to be reimbursed at rates stated in such contracts.

## h) Notification of Reimbursement Methodology

1) Hospitals shall receive notification from the Department with respect to the reimbursement methodologies that shall be in effect for admissions occurring during the rate period.

2) Hospitals described in subsections (f)(2), (f)(3), (f)(4), and (f)(5) above shall receive notification of their reimbursement options accompanied by a Choice of Reimbursement form. Each hospital described in subsections (f)(2), (f)(3), (f)(4), and (f)(5) above shall have 30 days from the date of such notification to file, with the Department, the reimbursement method of choice for the rate period. In the event the Department has not received the hospital's Choice of Reimbursement form within 30 days from the date of notification,

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as described above, the hospital will automatically be reimbursed for the rate period under the reimbursement methodology that would have been in effect without benefit of the election described in subsection (g) above.

i) Zero Balance Bills. The Department requires a hospital to submit a bill for any inpatient service provided to an Illinois Medicaid eligible person, including newborns, regardless of payor. A "zero balance bill" is one on which the total "prior payments" are equal to or exceed the Department's liability on the claim. The Department requires that zero balance bills be submitted subsequent to discharge in the same manner as are other bills so that the information can be available for the maintenance of accurate patient profiles and diagnosis-related grouping (DRG) data, and information needed for calculation of disproportionate share and other rates. The provisions of this subsection apply to all hospitals regardless of the reimbursement methodology under which they are reimbursed.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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- 1) Heading of the Part: Practice in Administrative Hearings

- 2) Code Citation: 89 Ill. Adm. Code 104

- 3) Section Numbers: Proposed Action:  
 104.208 Amendment  
 104.211 New Section

- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, par. 12-13) [305 ILCS 5/12-13]

- 5) Complete Description of the Subjects and Issues Involved: These proposed amendments are intended to implement federal requirements regarding exclusion of a vendor by the Department of Health and Human Services (HHS). According to a recent HHS interpretation of federal regulations, in a Department action to terminate or suspend a vendor's eligibility to participate in the Medical Assistance Program which is based on exclusion to participate by HHS, provisions concerning administrative hearings found in the Department's rules will not be applicable. The proposed amendments require termination of the vendor's eligibility to participate and termination of the vendor's provider agreement, except when the HHS exclusion is for a period of less than one year. In that case, the Department may suspend the vendor's eligibility for a period to coincide with the period of exclusion by HHS. The amendments require the Department to provide a written notification to the vendor concerning the intended termination or suspension action, which includes a statement that the action is a final and binding administrative decision unless the vendor is notified otherwise by the Department prior to the effective date.

- 6) Will these proposed amendments replace emergency amendments currently in effect? No

- 7) Does this rulemaking contain an automatic repeal date? No

- 8) Do these proposed amendments contain incorporations by reference? No

- 9) Are there any other proposed amendments pending on this Part? Yes

Sections	Proposed Action	Illinois Register Citation
104.209	New Section	August 19, 1994 (18 Ill. Reg. 12613)
104.210	Amendment	August 19, 1994 (18 Ill. Reg. 12613)
104.221	Amendment	August 19, 1994 (18 Ill. Reg. 12613)
104.244	Amendment	August 19, 1994 (18 Ill. Reg. 12613)

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- 10) Statement of Statewide Policy Objectives: These proposed amendments do not affect units of local government.

- 11) Time, Place, and Manner in which Interested Persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to Joanne Jones, Bureau of Rules and Regulations, Illinois Department of Public Aid, 100 South Grand Ave., E., 3rd Floor, Springfield, Illinois 62762. The Department will consider all written comments it receives within 30 days after the publication of this notice.

These proposed amendments may have an impact on small businesses, small municipalities, and not for profit corporations as defined in Sections 1-75, 1-80 and 1-85 of the Illinois Administrative Procedure Act. These entities may submit comments in writing to the Department at the above address in accordance with the regulatory flexibility provisions in Section 5-30 of the Illinois Administrative Procedure Act. These entities shall indicate their status as small businesses, small municipalities, or not for profit corporations as part of any written comments they submit to the Department.

- 12) Initial Regulatory Flexibility Analysis:

- A) Date proposed rulemaking was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:

- B) Types of small businesses affected: Vendors in the Medical Assistance Program

- C) Reporting, bookkeeping or other procedures required for compliance: none

- D) Types of professional skills necessary for compliance: None

The full text of the Proposed Amendments begins on the next page:



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## TITLE 89: SOCIAL SERVICES

## CHAPTER I: DEPARTMENT OF PUBLIC AID

## SUBCHAPTER a: GENERAL PROVISIONS

## PART 104

## PRACTICE IN ADMINISTRATIVE HEARINGS

## SUBPART A: ASSISTANCE APPEAL

## Section

104.1	Assistance Appeals
104.10	Initiation of Appeal Process
104.11	Pre-Appeal Review
104.12	Notice of Hearing
104.20	Conduct of Hearings
104.21	Representation
104.22	Appellant Participation in Hearing
104.23	Evidentiary Requirements
104.30	Subpoenas
104.35	Amendment of Appeal
104.40	Consolidation of Appeals
104.45	Postponement or Continuation of Hearings
104.50	Withdrawal of Appeal
104.55	Closing of Hearing Record
104.60	Dismissal of Appeal
104.70	Final Administrative Decision
104.80	Public Aid Committee

## SUBPART B: RESPONSIBLE RELATIVE AND JOINT PAYEE PETITIONS

## Section

104.100	Responsible Relative and Joint Payee Petitions
104.101	Petition for Hearing
104.102	Conduct of Administrative Support Hearings
104.103	Conduct of Hearings to Contest the Determination of Past-Due Support or of Share of Jointly-Owned Funds
104.104	Conduct of Other Hearings

## SUBPART C: MEDICAL VENDOR HEARINGS

## Section

104.200	Applicability
104.202	Definitions
104.204	Notice of Denial of an Application
104.206	Notice of Intent to Recover Money
104.208	Notice of Intent to Terminate, Suspend or Not Renew Provider Agreement
104.210	Right to Hearing
104.211	Notice of Termination or Suspension Pursuant to Exclusion by the

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## Department of Health and Human Services

104.212	Prior Factual Determinations
104.215	Notice of Formal Conference
104.216	Formal Conference on Recovery of Money
104.217	Purpose of Formal Conference
104.220	Notice of Hearing
104.221	Issues at Hearings
104.225	Legal Counsel
104.226	Appearance of Attorney or Other Representative
104.230	Notice, Service and Proof of Service
104.231	Form of Papers
104.235	Discovery
104.240	Conduct of Hearings
104.241	Amendments
104.242	Motions
104.243	Subpoenas
104.244	Burden of Proof
104.245	Witness at Hearings
104.246	Evidence at Hearings
104.247	Cross-Examination
104.250	Official Notice
104.255	Computer Generated Documents
104.260	Recommendation of Peer Review Committee
104.270	Time Limits for Hearings
104.271	Continuances and Extensions
104.272	Withholding of Payments During Pendency of Proceedings
104.273	Continuation of Payments During Pendency of Proceedings
104.274	Denial of Payments for Services During Pendency of Proceedings
104.280	Record of Hearings
104.285	Failure to Appear or Proceed
104.290	Recommended Decision
104.295	Director's Decision

## SUBPART D: RULES FOR JOINT DEPARTMENT ACTIONS AGAINST SKILLED NURSING FACILITIES AND INTERMEDIATE CARE FACILITIES PARTICIPATING IN THE MEDICAID PROGRAM

## Section

104.300	Authority
104.302	Definitions
104.304	Department Actions Against Nursing Homes Facilities
104.310	Certification
104.320	Joint Administrative Hearing
104.330	Facilities Certified Under Both Medicare and Medicaid

## SUBPART E: FOOD STAMP ADMINISTRATIVE DISQUALIFICATION HEARINGS

## Section

104.400	Suspected Intentional Violation of the Program
104.410	Advance Notice of Administrative Disqualification Hearing

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104.420 Postponement of Hearing  
 104.430 Administrative Disqualification Hearing Procedures  
 104.440 Failure to Appear  
 104.450 Participation While Awaiting a Hearing  
 104.460 Consolidation of Administrative Disqualification Hearing with Fair Hearing  
 104.470 Administrative Disqualification Hearing Decision and Notice of Decision  
 104.480 Appeal Procedure

## SUBPART F: INCORPORATION BY REFERENCE

Section  
 104.800 Incorporation by Reference

**AUTHORITY:** Implementing Sections 11-8 through 11-8.7, 12-4.9 and 12-4.25 and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 11-8.7, 12-4.9, 12-4.25 and 12-13) [305 ILCS 5/11-8 through 11-8.7, 12-4.9, 12-4.25 and 12-13].

**SOURCE:** Filed and effective December 30, 1977; emergency rule at 2 Ill. Reg. 11 Pg. 151 effective March 9, 1978 for a maximum of 150 days; amended at 2 Ill. Reg. 21, p. 10, effective May 26, 1978; amended at 2 Ill. Reg. 33, p. 57, effective August 17, 1978; peremptory amendment at 3 Ill. Reg. 11, p. 38 effective March 1, 1979; amended at 4 Ill. Reg. 21, p. 80, effective May 8, 1980; peremptory amendment 5 Ill. Reg. 1197, effective January 23, 1981; amended at 5 Ill. Reg. 10753 effective October 1, 1981; amended at 6 Ill. Reg. 894, effective January 7, 1982; codified at 7 Ill. Reg. 5706; amended at 8 Ill. Reg. 5274, effective April 9, 1984; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 16979; amended at 8 Ill. Reg. 18114, effective September 21, 1984; amended at 10 Ill. Reg. 10129, effective June 1, 1986; amended at 11 Ill. Reg. 9213, effective April 30, 1987; amended at 12 Ill. Reg. 9142, effective May 16, 1988; amended at 13 Ill. Reg. 3944, effective March 10, 1989; amended at 13 Ill. Reg. 17013, effective October 16, 1989; amended at 14 Ill. Reg. 18836, effective November 9, 1990; amended at 15 Ill. Reg. 5320, effective April 1, 1991; amended at 15 Ill. Reg. 6557, effective April 30, 1991; amended at 16 Ill. Reg. 12903, effective August 15, 1992; amended at 16 Ill. Reg. 16632, effective October 23, 1992; amended at 16 Ill. Reg. 18834, effective December 1, 1992; emergency amendment at 17 Ill. Reg. 659, effective January 7, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 7025, effective April 30, 1993; amended at 18 Ill. Reg. 11260, effective July 1, 1994; amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## SUBPART C: MEDICAL VENDOR HEARINGS

**Section 104.208 Notice of Intent to Terminate, Suspend or Not Renew Provider Agreement**

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- a) If, in an action other than one under 89 Ill. Adm. Code 140.16(a)(2) or one under 140.16(a)(9) based on a conviction for a violation of the Illinois Public Aid Code, the ~~Department of Public Aid~~ Department intends to terminate or suspend a vendor's eligibility to participate in the Medical Assistance Program, or terminate (or not renew) a vendor's provider agreement, it shall notify the vendor in writing, setting forth:
- 1) the reason for the Department's action,
  - 2) a statement of the right to request a hearing prior to the intended action taking effect,
  - 3) a statement of the time, place and nature of the hearing,
  - 4) a statement of the legal authority and jurisdiction under which the hearing is to be held, and
  - 5) a reference to the sections of the statutes and rules involved.
- b) If, in an action under 89 Ill. Adm. Code 140.16(a)(2) except in an action initiated pursuant to Section 104.211, or one under Section 140.16(a)(9) based on a conviction for a violation of the Illinois Public Aid Code, the Department intends to terminate or suspend a vendor's eligibility to participate in the Medical Assistance Program, or terminate (or not renew) a vendor's provider agreement, it shall notify the vendor in writing, setting forth:
- 1) the reason for the Department's action,
  - 2) the effective date of the action,
  - 3) a statement that the vendor has the opportunity to respond prior to the effective date and a statement of how and to whom such a response should be made,
  - 4) a statement that the action will be effective on such date regardless of whether any hearing requested has been completed,
  - 5) a statement of the right to request a hearing,
  - 6) a statement of the time, place and nature of the hearing,
  - 7) a statement of the legal authority and jurisdiction under which the hearing is to be held, and
  - 8) a reference to the sections of the statutes and rules involved.
- c) The notice shall also inform the vendor, where applicable, that the final administrative decision of the Department could result in suspension for a specific period of time as well as termination.
- (Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 104.211 Notice of Termination or Suspension Pursuant to Exclusion by the Department of Health and Human Services**

- a) In an action under 89 Ill. Adm. Code 140.16(a)(2) based on the Department of Health and Human Service exclusion of an entity from participation in any program under Title XVIII, Title XIX of the Social Security Act or any State health care program, the Department shall terminate the vendor's eligibility to participate in the Medical Assistance Program and terminate the vendor's provider agreement. If

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the exclusion is for a period of less than one year, the Department may suspend the vendor's eligibility for a period to coincide with the period of the exclusion by the Department of Health and Human Services. The Department shall notify the vendor in writing setting forth:

- 1) the reason for the Department action,
  - 2) the effective date of the action,
  - 3) a statement that the provider may submit in writing prior to the effective date evidence that there is no exclusion of the provider, and the name and address of the person to whom such evidence is to be sent,
  - 4) a reference to the sections of the statutes and rules involved, and
  - 5) a statement that the action is a final and binding administrative decision as of the effective date of the action unless the vendor is notified otherwise by the Department prior to the effective date.
- b) The hearing provisions set forth elsewhere in Subpart C shall specifically not apply to an action under this Section.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Rights and Responsibilities
- 2) Code Citation: 89 Ill. Adm. Code 102
- 3) Section Number: \_\_\_\_\_  
Proposed Action: Amendment  
102.210
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, par. 12-13)[305 ILCS 5/12-13] and SB 776/PA88-554.
- 5) Complete Description of the Subjects and Issues Involved: In accordance with provisions of Senate Bill 776, these proposed amendments allow the Department's claim against the estate of a deceased recipient or the deceased recipient's surviving spouse to encompass all medical assistance paid out for the recipient while 55 years of age or older. Prior to this rulemaking, the Department's estate claim encompassed medical assistance paid out for a recipient while 65 years of age or older.  
  
These proposed amendments will not result in any additional expenditures by the Department.
- 6) Will these proposed amendments replace emergency amendments currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Do these proposed amendments contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: These proposed amendments do not affect units of local government.
- 11) Time, Place, and Manner in which Interested Persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to Judy Umunna, Bureau of Rules and Regulations, Illinois Department of Public Aid, 100 South Grand Ave. E., 3rd Floor, Springfield, Illinois 62762. The Department will consider all written comments it receives within 30 days after the publication of this notice.
- 12) Initial Regulatory Flexibility Analysis:
  - A) Date proposed rulemaking was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: Not



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

applicable

B) Types of small businesses affected: NoneC) Reporting, bookkeeping or other procedures required for compliance: NoneD) Types of professional skills necessary for compliance: None

The full text of the Proposed Amendments begins on the next page:

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES

CHAPTER I: DEPARTMENT OF PUBLIC AID

SUBCHAPTER a: GENERAL PROVISIONS

## PART 102

## RIGHTS AND RESPONSIBILITIES

## Section

102.1	Incorporation By Reference
102.10	Rights of Clients
102.20	Nondiscrimination
102.25	Grievance Rights of Clients
102.30	Confidentiality of Case Information
102.35	Case Records
102.40	Freedom of Choice
102.50	Reporting Change of Circumstances
102.60	Referral Requirements
102.63	Reporting Child Abuse/Neglect
102.66	Suitability of Home
102.70	Notice to Client
102.80	Right to Appeal
102.81	Continuation of Assistance Pending Appeal
102.82	Time Limit for Filing an Appeal
102.83	Examining Department Records
102.84	Child Care
102.90	Voluntary Repayment of Assistance
102.100	Excess Assistance (Recodified)
102.110	Recoupment of Overpayments (Recodified)
102.120	Correction of Underpayments
102.200	Recovery of Assistance
102.210	Estate Claims
102.220	Real Property Liens
102.230	Filing and Renewal of Liens
102.235	Liens on Property of Institutionalized Recipients
102.240	Foreclosure of Liens
102.250	Release of Liens
102.260	Personal Injury Claims
102.270	Convictions of Fraud - Eligibility
102.280	Single Conviction of Fraud - Administrative Review Board

AUTHORITY: Implementing Article XI and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 11-1 et seq. and 12-13) [305 ILCS 5/Art. XI and 12-13]

SOURCE: Filed and effective December 31, 1977; peremptory rule at 2 Ill. Reg. 52, p. 449, effective December 13, 1978, amended at 2 Ill. Reg. 52, p. 462, December 23, 1978; peremptory amendment at 3 Ill. Reg. 11, p. 39, effective March 1, 1979; amended at 3 Ill. Reg. 41, p. 167, effective October 1, 1979; amended at 3 Ill. Reg. 43, p. 196, effective October 15, 1979; amended at 5 Ill.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

Reg. 8035, effective July 27, 1981; amended at 5 Ill. Reg. 10775, effective October 1, 1981; amended at 6 Ill. Reg. 894, effective January 7, 1982; codified at 7 Ill. Reg. 5706; amended at 7 Ill. Reg. 8350, effective July 1, 1983; amended at 8 Ill. Reg. 18910, effective September 26, 1984; amended at 9 Ill. Reg. 327, effective December 31, 1984; amended at 9 Ill. Reg. 3730, effective March 13, 1985; amended at 9 Ill. Reg. 6812, effective April 26, 1985; amended at 9 Ill. Reg. 7162, effective May 1, 1985; amended at 9 Ill. Reg. 13091, effective August 16, 1985; amended at 9 Ill. Reg. 14704, effective September 13, 1985; amended at 9 Ill. Reg. 15912, effective October 4, 1985; amended at 10 Ill. Reg. 3981, effective February 22, 1986; amended at 10 Ill. Reg. 14795, effective August 29, 1986; amended at 10 Ill. Reg. 19088, effective October 24, 1986; Sections 102.100 and 102.110 recodified to 89 Ill. Adm. Code 165 at 10 Ill. Reg. 21094; amended at 11 Ill. Reg. 14067, effective August 10, 1987; amended at 11 Ill. Reg. 18239, effective October 30, 1987; amended at 12 Ill. Reg. 3735, effective February 5, 1988; amended at 13 Ill. Reg. 3940, effective March 10, 1989; amended at 14 Ill. Reg. 13279, effective August 6, 1990; emergency amendment at 14 Ill. Reg. 20078, effective December 3, 1990, for a maximum of 150 days; amended at 15 Ill. Reg. 7202, effective April 30, 1991; amended at 18 Ill. Reg. 273, effective December 28, 1993; amended at 18 Ill. Reg. 8938, effective June 3, 1994; amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## Section 102.210 Estate Claims

a) The Department's claim against the estate of a deceased recipient or the deceased recipient's surviving spouse shall encompass:

- 1) all income maintenance assistance paid out at any time, and either
  - 2) all medical assistance paid out at any time for a permanently institutionalized recipient whose real property is subject to the Department's lien, or
  - 3) all medical assistance paid out for a recipient while 55 65 years of age or older.

b) The claim shall apply to assistance provided to or in behalf of a recipient on or after the following dates:

Assistance Program	Effective Date
1) AABD (Aged)	1) 1963
(AABD(A))	
2) AABD (Blind) and (Disabled)	2) November, 1963
(AABD(B) and (D))	
3) MANG (Blind), and (Disabled)	3) January 1, 1966
(MANG(A),(B), and (D))	

c) The Department shall not enforce a claim for medical assistance against any property, real or personal, of a deceased recipient while one or more of the following relatives survives: spouse of decedent,

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

child under 21, or child over 21 who is blind or permanently and totally disabled.

d) The Department shall not enforce a claim for income maintenance assistance against homestead property of a deceased recipient while the homestead is occupied by one or more of the surviving relatives previously specified.

e) The Department may defer or waive enforcement of its claim for income maintenance assistance if it determines that:

- 1) The deceased recipient is survived by a dependent spouse and minor child or children; or
- 2) Rehabilitative training for employment or other means of self-support for the surviving spouse or children is feasible, and deferment or waiver will facilitate achievement of self-support status and prevent or reduce the likelihood of return to dependency on public assistance of the spouse or children.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF PROPOSED AMENDMENTS

Springfield, Illinois 62794-9421

Telephone number: (217)785-3896  
TTY/TDD(217)785-9301

If because of physical disability you are unable to put comments into writing, you may make them orally to the person listed above.

12) Initial Regulatory Flexibility Analysis:

The Department has determined that this rulemaking will not affect small businesses.

The full text of the Proposed Amendments begins on the next page:

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Services2) Code Citation: 89 Ill. Adm. Code 5903) Section Numbers:  
590.400  
590.410  
Proposed Action:  
Amendments  
Amendments4) Statutory Authority: Implementing Section 3 of the Disabled Persons Rehabilitation Act (Ill. Rev. Stat. 1991, ch. 23, par. 3429 (g)) (20 ILCS 2405/3), and authorized by Section 16 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1991, ch. 127, par. 16) (20 ILCS 5/16)5) A Complete Description of the Subjects and Issues Involved:

These changes are being made to clarify and put new stipulations on DORS' rules regarding vehicle adaption. New subsection 590.400(b) exempts vehicle adaptation services from the provisions of comparable benefits (89 Ill. Adm. Code 567) pursuant to federal regulation. New subsection 590.410(a) adds that DORS will not participate in the purchase of any adaptive equipment which was installed on a vehicle prior to purchase of the vehicle by the client. Further changes in 590.410 clarify DORS' policy in adapting used vehicles and adds requirements that the client is expected to insure and properly maintain any vehicle in which DORS participates in adapting. Further, prior to purchase of any vehicle which the client will seek to adapt with DORS assistance, the client must consult with DORS staff to ensure the adaptability of the vehicle.

6) Will these proposed amendments replace any emergency amendment currently in effect? No.7) Do these rulemakings contain an automatic repeal date? No.8) Do these proposed amendments contain incorporation by reference? No.9) Are there any other proposed amendment pending on this part? No.10) Statement of Statewide Policy Objectives:

This is not applicable to this Rulemaking.

11) Time, Place and Manner in which interested persons may comment on these proposed rulemakings:

Interested persons may present their comments concerning these rules within 45 days after this issue of the Illinois Register. All requests and comments should be submitted in writing to:

Ms. Susan Warner, Manager  
Regulations and Procedures Division  
Department of Rehabilitation Services  
P.O. Box 19429



## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF PROPOSED AMENDMENTS

## TITLE 89: SOCIAL SERVICES

## CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES

## SUBCHAPTER b: VOCATIONAL REHABILITATION

PART 590  
SERVICES

## SUBPART A: APPLICABILITY

## Section

590.10 General Applicability  
 590.20 Availability of Services  
 590.30 Effect of Financial Status on Services  
 590.35 Effect of Comparable Benefits  
 590.40 Choice of Service Providers

## SUBPART B: MEDICAL, PSYCHOLOGICAL AND RELATED SERVICES

## Section

590.50 Provision of Services  
 590.60 Qualification of Medical and Psychological Service Providers  
 590.70 Treatment of Acute Conditions  
 590.80 Medication and Treatment  
 590.90 Hearing Aids  
 590.100 Binaural Hearing Aids  
 590.110 Speech and Language Services  
 590.120 Low Vision Aids  
 590.130 Mental Restoration Services  
 590.140 Heart Surgeries  
 590.150 Kidney Transplant and Related Services  
 590.160 Chiropractic Services  
 590.170 Prosthetic and Orthotic Device  
 590.180 Wheelchairs  
 590.190 Prohibited Services

## SUBPART C: TRAINING AND RELATED SERVICES

## Section

590.200 Provision of Services  
 590.210 Qualification of Training Facilities/Institutions  
 590.220 Purpose and Types of Training  
 590.230 Financial Guidelines for Training Services  
 590.240 Graduate School Training  
 590.250 Choice of Training Facility/Institution  
 590.260 Summer School  
 590.270 Grades  
 590.280 Health Status  
 590.290 On-the-Job Training  
 590.300 Default on Educational Loans

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF PROPOSED AMENDMENTS

## SUBPART D: TOOLS, EQUIPMENT, SUPPLIES AND INITIAL STOCK

## Section

590.310 Provision of Services  
 590.320 Self-Employment Program  
 590.330 Services/Goods not Available  
 590.340 Bidding Requirements  
 590.350 Recovery of Tools, Equipment, Supplies and Initial Stock  
 590.360 Transfer of Title  
 590.370 Limitation of Financial Participation

## SUBPART E: VEHICLE ADAPTATION AND ENVIRONMENTAL MODIFICATION

## Section

590.375 Provision of Services  
 590.380 Vendor Requirements  
 590.390 Bidding Requirements  
 590.400 Vehicle Adaptation  
 590.410 DORS Financial Participation in Van Adaptation  
 590.420 Environmental Modification  
 590.430 Written Agreements for Environmental Modification  
 590.440 Compliance with Capital Development Board Specifications

## SUBPART F: PERSONAL SUPPORT SERVICES AND AUXILIARY AIDS

## Section

590.450 Provision of Services  
 590.460 Types of Services  
 590.470 Services  
 590.480 Qualifications for Services Provided by Individuals  
 590.490 Payment for Support Services Provided by Individuals and Conditions of Service Provision

## SUBPART G: COMPUTER EQUIPMENT AND SENSORY AID LOAN

## Section

590.500 Provision of Services  
 590.510 Definitions  
 590.520 Purpose of Equipment Loans  
 590.530 Criteria for Loan of Equipment/Aids  
 590.540 Equipment/Aids Loan Request Procedures and Approval Process  
 590.550 Duration of Loans  
 590.560 Maintenance and Return of Equipment/Aids  
 590.570 Assistance in Obtaining Permanent Equipment/Aids  
 590.580 Limitations on Available Equipment/Aids

## SUBPART H: OTHER SERVICES

## Section

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF PROPOSED AMENDMENTS

590.590 Provision of Services  
 590.600 Transportation and Temporary Lodging  
 590.610 Other Goods and Services  
 590.620 Equipment Sets

## SUBPART I: PLACEMENT

Section  
 590.630 Provision of Placement Services  
 590.640 Description of Services

## SUBPART J: MAINTENANCE

Section  
 590.650 Provision of Services  
 590.660 Definitions  
 590.670 Determination of the Need for Maintenance  
 590.675 Determination of Client Financial Participation in Maintenance  
 590.680 Exceptions to Basic Needs Level

## SUBPART K: POST-EMPLOYMENT SERVICES

590.700 Provision of Services  
 590.710 Definitions  
 590.720 Scope of Services

## SUBPART L: TRANSITION

590.730 Provision of Services  
 590.740 Definitions  
 590.750 Secondary Transitional Experience Program (STEP)

**AUTHORITY:** Implementing Section 3 of the Disabled Persons Rehabilitation Act (Ill. Rev. Stat. 1991, ch. 23, par. 3434) [20 ILCS 2405/3], and authorized by Section 16 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1991, ch. 127, par. 16) [20 ILCS 5/16]

**SOURCE:** Emergency Rules adopted at 17 Ill. Reg. 11812, effective July 1, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 20461, effective November 15, 1993; amended at 18 Ill. Reg. 11275, effective June 30, 1994; amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## Section 590.400 Vehicle Adaptation

a) DORS shall participate in the purchase of the necessary vehicle adaptive equipment, and its installation, in accordance with Subpart A of this Part, with the exception listed in 590.140(c), necessary to meet the minimum requirements for the individual client to safely operate his/her vehicle.

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF PROPOSED AMENDMENTS

b) As a rehabilitation technology service, vehicle adaptation is exempt from the provisions regarding comparable benefits (89 Ill. Adm. Code 567), but not from the provisions of client financial participation in the cost of the service(s) (89 Ill. Adm. Code 562).

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 590.410 DORS Financial Participation in Van Adaptation

a) DORS shall not participate in the purchase of any vehicle nor the purchase of the adaptive equipment which has been installed in a vehicle prior to the purchase of the vehicle by the client.

a+b) A one time unusual allowable expense, to reduce client financial participation, is available (see 89 Ill. Adm. Code 562) for the purchase of a full-size (e.g., 1/2, 3/4 or 1 ton) van for transportation if the van is incidental to the client's employment goal and if:

- 1) due to the nature of the client's disability, he/she is unable to use an automobile, whether modified or not, or make use of public transportation;
- 2) DORS agrees, as evidenced by the Comprehensive Assessment of Rehabilitation Needs (89 Ill. Adm. Code 553.100), that the purchase of the adaptive equipment is essential for the client's use of the vehicle;
- 3) the van is purchased by, and title is held in the name of, the client, the client's spouse, or the client's parent;
- 4) the van is purchased in the same calendar year as the adaptive equipment.

b+c) When it is determined the client is eligible for the unusual allowable expense, it shall be calculated as follows:

- 1) \$7,000.00 shall be deducted from the price the client paid for the van; and
- 2) the client may claim the remainder of the purchase price, up to \$6,000.00, as the one time unusual allowable expense to determine his/her financial eligibility for DORS assistance (see 89 Ill. Adm. Code 562).

e+d) DORS shall not pay for participation in any cost associated with the removal, replacement, repainting, relocation or restoration of such items as cabinets, beds, appliances, etc. associated with the cost of adapting an individual client's van. Neither shall DORS pay for any costs associated with the adaptation of a vehicle that are required due to the inappropriateness of the vehicle to meet the client's needs.

d+e) DORS financial participation for the conversion of a mini-van (less than a full-sized van (89 Ill. Adm. Code 590.380 (b)) shall not exceed that which is reasonable and customary to adapt a full-sized van. Such a determination shall be based on DORS records regarding previous van conversions and information received from the vendor and/or

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF PROPOSED AMENDMENTS

evaluator.

- f) When a used vehicle is to be adapted, the vehicle must have an expected useful life of at least 5 years when considering the condition and mileage of the vehicle prior to adaptation. Condition of the van shall be verified by at least one reputable mechanic/adaptor. Any repairs determined necessary as a result of the evaluation(s) by the mechanic/adaptor shall be made, at the expense of the client, prior to the time DORS will participate in the cost of adaptation.
- g) Any vehicle, new or used, to be adapted by DORS must be equipped with all necessary factory-installed options so that the vehicle may be modified, using non-standard equipment, at the least possible cost. The client is expected to insure and properly maintain any vehicle in which DORS has participated in the adaptation. Manufacturers' specifications are to be followed in terms of proper care and maintenance.
- i) All clients considering vehicle adaptation should consult with DORS staff prior to the purchase of any vehicle to ensure the vehicle's adaptability prior to purchase of the vehicle and to ensure DORS will, if the client is eligible and vehicle adaptation is an appropriate service for the client, participate in the adaptation of the specific vehicle, pursuant to the provisions of this Subpart.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Motor Fuel Tax
- 2) Code Citation: 86 Ill. Adm. Code 500
- 3) Section Numbers: Proposed Action:
- |         |             |
|---------|-------------|
| 500.100 | New Section |
| 500.101 | Repealed    |
| 500.102 | Repealed    |
| 500.200 | Amended     |
| 500.201 | New Section |
| 500.202 | Amended     |
| 500.203 | Amended     |
| 500.204 | Amended     |
| 500.205 | Amended     |
| 500.210 | New Section |
| 500.215 | New Section |
| 500.220 | Repealed    |
| 500.225 | Repealed    |
| 500.230 | Amended     |
| 500.235 | Amended     |
| 500.250 | Repealed    |
| 500.260 | Amended     |
| 500.265 | Amended     |
| 500.270 | Amended     |
| 500.275 | Amended     |
| 500.280 | Amended     |
| 500.285 | Amended     |
| 500.290 | Repealed    |
| 500.295 | Repealed    |
| 500.300 | New Section |
| 500.301 | Repealed    |
| 500.302 | Repealed    |
| 500.305 | New Section |
| 500.310 | New Section |
| 500.315 | New Section |
| 500.320 | New Section |
| 500.325 | New Section |
| 500.330 | New Section |
| 500.335 | New Section |
| 500.340 | New Section |
| 500.345 | New Section |
| 500.350 | New Section |
| 500.355 | New Section |
| 500.360 | New Section |
| 500.400 | Amended     |
| 500.405 | New Section |
| 500.500 | Amended     |
| 500.501 | Repealed    |



## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENTS

500.505 Amended  
 500.600 Amended  
 500.ILLUSTRATION A New Section

4) Statutory Authority: Motor Fuel Tax Law, 35 ILCS 505.

5) A Complete Description of the Subjects and Issues Involved: The changes contained in Subpart C: Motor Fuel Use Tax, are in response to Public Acts 87-879 and 88-480, which, respectively, provided authority for adoption of the International Fuel Tax Agreement (IFTA), and amended the Motor Fuel Tax Law to implement the provisions of the IFTA. IFTA, which Congress has mandated that all states must comply with by 1996, is designed to simplify motor fuel tax reporting requirements for the trucking industry. Public Act 88-480 amended the Motor Fuel Tax Law to specify that all interstate truckers which are regulated by the Department for motor fuel use tax reporting are subject to the same provisions as those imposed by the IFTA. These regulations affect motor fuel use tax reporting and payment, licensure and bonding, credits and refunds, recordkeeping requirements, revocations, protest procedures and audits.

New definitions which are used throughout the Part have been added to Subpart A. These changes were prompted both by legislation (Public Acts 87-149 and 87-879) and for clarification.

Subpart B, which pertains to motor fuel tax requirements imposed on distributors, suppliers, receivers and bulk users, has been amended to both clarify existing statutory provisions and to implement new law. These changes are made in response to Public Act 87-879, which amended the definition of "bulk user" and specified the conditions under which distributors and suppliers can make tax-free sales of motor fuel. The rules are also being amended in response to Public Act 88-194, which requires certain licensees to make returns accompanied by magnetic media support schedule data, and authorizes agents of the Department to issue Single Trip Permits. Section 500.202 is amended in response to Public Act 87-251, which extended the tax imposed on receivers until 1998. In response to legislative changes (i.e., Public Acts 87-149, 87-205 and 87-879), the Department has amended rules governing monthly reporting procedures, documentation of tax-free sales, and procedures used when applying for refunds or credits, including calculation of penalty and interest. In order to clarify its policies, the Department has amended rules governing revocation and protest procedures, and provisions governing procedures used when tax-paid motor fuel is returned to a licensee for credit.

6) Will this proposed rule replace an emergency rule currently in effect: No.

7) Does this rulemaking contain an automatic repeal date? No.

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENTS

8) Does this proposed amendment contain incorporations by reference? No.

9) Are there any other proposed amendments pending on this Part: No.

10) Statement of Statewide Policy Objectives: N/A.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to submit comments on this proposed rule may submit them in writing by no later than 45 days after publication of this notice to:

Stanley T. Cichowski  
 Deputy General Counsel  
 Illinois Department of Revenue  
 Office of General Counsel  
 101 West Jefferson  
 Springfield, Illinois 62708  
 Phone: (217) 782-7054

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not for profit corporations affected: This rulemaking will affect businesses involved in the interstate trucking business, as well as businesses which operate as suppliers, receivers, distributors and bulk users of fuel.

B) Reporting, bookkeeping or other procedures required for compliance: Persons subject to these rules must comply with bookkeeping and reporting requirements.

C) Types of professional skills necessary for compliance: Bookkeeping (or accounting) and clerical skills are necessary for compliance.

The full text of the Proposed Amendment(s) begins on the next page:

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENTS

TITLE 86: REVENUE  
CHAPTER I: DEPARTMENT OF REVENUEPART 500  
MOTOR FUEL TAX

## SUBPART A: DEFINITIONS

Section  
500.100  
500.101  
500.102

Definitions  
Definition of Receiver (Repealed)  
Definition of Loss (Repealed)

## SUBPART B: MOTOR FUEL TAX

Section  
500.200  
500.201  
500.202  
500.203  
500.204  
500.205  
500.210

Basis and Rate of the Motor Fuel Tax  
Licensure  
Basis and Rate of Tax Payable by Receivers  
Monthly Returns  
Report of Loss of Motor Fuel  
Daily Gallonage Record  
Documentation of Tax-free Sales of Motor Fuel Made by Licensed Distributors and Suppliers  
Documentation of Tax-free Sales of Fuel Made by Licensed Receivers  
Vehicles of Distributors Transporting Petroleum Products (Repealed)  
Other Vehicles (Repealed)  
Motor Fuel Consumed by Distributors, Special Fuel Consumed by Suppliers and Fuel Consumed by Receivers  
Claims for Refund - ~~Original~~ Invoices  
Sales of Special Fuel - Variation in Usage  
Estimated Claims Not Acceptable  
Claimants Owning Motor Vehicles (Repealed)  
Detailed Answers  
Revocation of License, Etc. - Notice - Hearing  
Distributors' and Suppliers' Claims for Credit  
Receivers' Claims for Credit  
Procedure when Tax-Paid Motor Fuel is Returned to Licensee for Credit

500.215  
500.220  
500.225  
500.230

Sales of Motor Fuel to Municipal Corporations Owning and Operating Local Transportation Systems  
Sales of Motor Fuel to ~~go~~ Certain Privately-Owned Public Utilities Owning and Operating Transportation Systems in Metropolitan Areas  
When Purchaser's License Number With Department on Invoices Covering Sales of Special Fuel is Required (Repealed)  
Cost of Collection - Determination (Repealed)

500.235  
500.240  
500.245  
500.250  
500.255  
500.260  
500.265  
500.270  
500.275

Receivers' Claims for Credit  
Procedure when Tax-Paid Motor Fuel is Returned to Licensee for Credit  
Sales of Motor Fuel to Municipal Corporations Owning and Operating Local Transportation Systems  
Sales of Motor Fuel to ~~go~~ Certain Privately-Owned Public Utilities Owning and Operating Transportation Systems in Metropolitan Areas  
When Purchaser's License Number With Department on Invoices Covering Sales of Special Fuel is Required (Repealed)  
Cost of Collection - Determination (Repealed)

500.280  
500.285  
500.290  
500.295

Receivers' Claims for Credit  
Procedure when Tax-Paid Motor Fuel is Returned to Licensee for Credit  
Sales of Motor Fuel to Municipal Corporations Owning and Operating Local Transportation Systems  
Sales of Motor Fuel to ~~go~~ Certain Privately-Owned Public Utilities Owning and Operating Transportation Systems in Metropolitan Areas  
When Purchaser's License Number With Department on Invoices Covering Sales of Special Fuel is Required (Repealed)  
Cost of Collection - Determination (Repealed)

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENTS

## SUBPART C: MOTOR FUEL USE TAX

Section  
500.300  
500.301  
500.302  
500.305  
500.310  
500.315  
500.320  
500.325  
500.330  
500.335  
500.340  
500.345  
500.350  
500.355  
500.360

Licensure  
Special Motor Fuel Permits and Decals (Repealed)  
Motor Carrier's Quarterly Report (Repealed)  
Licenses and Decals  
Display of License and Decals  
Renewal of Decals and Licenses  
Single Trip Permits  
Licensure of Lessors and Lessees  
Cancellation of License  
Quarterly Payment and Reporting  
Credits and Refunds  
Records Requirements  
Revocation  
Protest Procedures  
Audits

## SUBPART D: TIMELY MAILING TREATED AS TIMELY FILING AND PAYING

Section  
500.400  
500.405

Timely Mailing Treated as Timely Filing and Paying - Meaning - of - Due Date - Which - Falls - on - Saturday - Sunday - or - a - Holiday  
Due Date That Falls on Saturday, Sunday or a Holiday

## SUBPART E: GENERAL REQUIREMENTS APPLICABLE TO ALL LICENSES AND PERMITS ISSUED UNDER THE MOTOR FUEL TAX LAW

Section  
500.500  
500.501  
500.505

Licenses and Permits Are Not Transferable  
Blenders' Permits Are Not Transferable (Repealed)  
Changes of Corporate Officers

## SUBPART F: INCORPORATION BY REFERENCE OF RETAILERS' OCCUPATION TAX

Section  
500.600

Incorporation of the Retailers' Occupation Tax Regulations by Reference

## ILLUSTRATION A IDR-648 Purchases of Special Fuel/Motor Fuel Tax

AUTHORITY: Implementing the Motor Fuel Tax Law [35 ILCS 505] and authorized by Section 39b2 of the Civil Administrative Code of Illinois [20 ILCS 2505/39b2].

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SOURCE: Adopted July 3, 1931; amended at 2 Ill. Reg. 1, p. 97, effective December 31, 1978; amended at 3 Ill. Reg. 13, p. 98, effective March 25, 1979; amended at 4 Ill. Reg. 28, p. 568, effective June 1, 1980; codified at 8 Ill. Reg. 8612; amended at 10 Ill. Reg. 4540, effective February 28, 1986; amended at 11 Ill. Reg. 10295, effective May 18, 1987; emergency amendments at 13 Ill. Reg. 13271, effective August 7, 1989, for a maximum of 150 days; emergency expired January 4, 1990; amended at 14 Ill. Reg. 6826, effective April 19, 1990; amended at 15 Ill. Reg. 6305, effective April 16, 1991; amended at 15 Ill. Reg. 13538, effective August 30, 1991; recodified at 18 Ill. Reg. 4451; amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## SUBPART A: DEFINITIONS

## Section 500.100 Definitions

For purposes of this Part, the following definitions apply:

"Base Jurisdiction" means the jurisdiction where commercial motor vehicles are based for vehicle registration purposes and

- 1) Where the operational control and operational records of the licensee's commercial motor vehicles are maintained or can be made available; and
- 2) Where some travel is accrued by commercial motor vehicles within the fleet.

"Bulk User" means any person, other than a licensed distributor or licensed supplier, who owns, operates, or controls special fuel bulk storage facilities into which any special fuel is delivered by the seller without the motor fuel tax being paid, and owns, operates or controls licensed highway vehicles which are powered by special fuel.

"Blender" means any person who engages in the practice of blending.

"Blending" means the mixing together by any process whatsoever, of any one or more products with other products, and regardless of the original character of the products so blended, provided the resultant product so obtained is suitable or practicable for use as a motor fuel, except such blending as may occur in the process known as refining by the original refiner of crude petroleum, and except, also, the blending of products known as lubricating oil in the production of lubricating oils and greases.

"Commercial Motor Vehicle" means a motor vehicle used, designed, or maintained for the transportation of persons or property and either having 2 axles and a gross vehicle weight or registered gross vehicle weight exceeding 26,000 pounds or 11,793 kilograms, or having 3 or more axles regardless of weight, or that is used in combination, when

the weight of the combination exceeds 26,000 pounds or 11,793 kilograms gross vehicle weight. This term does not include motor vehicles operated by the State of Illinois or the United States, recreational vehicles, school buses and commercial motor vehicles operated solely within Illinois for which all motor fuel is purchased within this State.

"Diesel fuel" means any petroleum product intended for use or offered for sale as a fuel for engines in which the fuel is injected into the combustion chamber and ignited by pressure without electric spark.

"Distributor" means a person who either produces, refines, blends, compounds or manufactures motor fuel in this State, or transports motor fuel into this State or receives motor fuel transported to him from without the State, or who is engaged in this State in the distribution of motor fuel primarily by tank car or tank truck, or both, and who operates an Illinois bulk plant where he has active bulk storage capacity of not less than 30,000 gallons for gasoline as defined in Section 5(A) of the Law.

"Fuel" means all liquids defined as "Motor Fuel" and aviation fuels and kerosene, but excluding liquified petroleum gases.

"International Fuel Tax Agreement" ("IFTA") means the Multijurisdictional International Fuel Tax Agreement ratified by Congress, the provisions of which were imposed upon States pursuant to Public Law 102-240, which mandates that no State shall establish, maintain or enforce any law or regulation which has fuel use tax reporting requirements not in conformity with the International Fuel Tax Agreement.

"Jurisdiction" is a state of the United States, the District of Columbia, or a province or Territory of Canada.

"Law" means the Motor Fuel Tax Law, 35 ILCS 505.

"Leasing" means the giving of possession and control of a vehicle for valuable consideration for a specified period of time.

"Loss" means, for purposes related to claims for refund, the reduction of motor fuel resulting from spillage, spoilage, leakage, theft, destruction by fire or any other provable cause, but does not include loss resulting from evaporation and temperature changes.

"Motor fuel" means all volatile and inflammable liquids produced, blend or compounded for the purpose of, or which are suitable or practicable for, the propulsion of motor vehicles. Among other things, "motor fuel" includes "special fuel."



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"Person" means any natural individual, firm, trust, estate, partnership, association, joint stock company, joint venture, corporation, limited liability company, or a receiver, trustee, guardian, or other representative appointed by order of any court, or any city, town, county or other political subdivision in this State. When used in these rules to prescribe or impose a fine or imprisonment or both, the term as applied to partnerships and associations shall mean the partners or members thereof; as applied to limited liability companies, the term means managers, members, agents or employees of the limited liability company; and as applied to corporations, the term shall mean the officers, agents, or employees thereof who are responsible for any violation of the Act.

"Receiver" means a person who either produces, refines, blends, compounds or manufactures fuel in this State, or transports fuel into this State or receives fuel transported to him from without the State or exports fuel out of this State, or who is engaged in the distribution of fuel primarily by tank car or tank truck, or both, and who operates an Illinois bulk plant where he has active fuel bulk storage capacity of not less than 30,000 gallons.

"Records" means all data maintained by the taxpayer, including data on paper, microfilm, microfiche or any type of machine-sensible data compilation.

"Recreational vehicle" means vehicles, such as motor homes, pickup trucks with attached campers, camping or travel trailers, van or truck campers, mini motor homes, or buses, used exclusively for personal pleasure by an individual. In order to qualify as a recreational vehicle, the vehicle shall not be used in connection with any business endeavor.

"Revocation" means the withdrawal of license and privileges.

"Special fuel" means all volatile and inflammable liquids capable of being used for the generation of power in an internal combustion engine except that it does not include gasoline as defined in Section 5(A) of the Law, or combustible gases as defined in Section 5(B) of the Law. "Special fuel" includes "diesel fuel."

"Supplier" means any person other than a licensed distributor who transports special fuel into this State or receives special fuel transported to him from outside the State, and a person engage in Illinois in the distribution of special fuel primarily by tank car or tank truck, or both.

"Total distance" for purposes of the motor fuel use tax means all miles traveled during the reporting period by every commercial motor vehicle in the licensee's fleet, regardless of whether the miles are

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considered taxable or nontaxable by a jurisdiction.

"Weight" for purposes of the motor fuel use tax means the maximum weight of the loaded vehicle or combination of vehicles during the registration period.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.101 Definition of Receiver (Repealed)

As used in this part, "receiver" means a person who either produces, refines, blends, compounds or manufactures fuel in this State, or transports fuel into this State or receives fuel transported to him from without the State or exports fuel out of this State, or who is engaged in distribution of fuel primarily by tank car or tank truck, or both, and who operates an Illinois bulk plant where he has active fuel bulk storage capacity of not less than 30,000 gallons. (Section 1-20 of the Motor Fuel Tax Law (5a), Ill. Rev. Stat.: 1989, ch. 120, par. 417 et seq.)

(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.102 Definition of Loss (Repealed)

- a) Section 13 of the Motor Fuel Tax Law provides that any person other than a distributor or supplier who loses motor fuel through any cause or uses motor fuel (upon which he has paid the amount required to be collected under this Act) for any purpose other than operating a motor vehicle upon the public highways or waters, shall be reimbursed and repaid the amount so paid.
- b) The Department defines loss of motor fuel in relation to claims for refund to mean loss resulting from spillage, leakage, theft, destruction by fire or any other provable cause, but shall not be construed to include loss resulting from evaporation and temperature changes.

(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## SUBPART B: MOTOR FUEL TAX

## Section 500.200 Basis and Rate of the Motor Fuel Tax

- a) The Motor Fuel Tax is imposed "on the privilege of operating motor vehicles upon the public highways, including toll roads, and recreational-type watercraft upon the waters of this State".

1) Motor fuel used in such motor vehicles upon public highways and

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in such recreational watercraft on such waters is taxed according to the following rate schedule:

Tax Period	Rate
Until August 1, 1983	7 1/2¢ per gallon
From August 1, 1983 through June 30, 1984	11¢ per gallon
From July 1, 1984 through June 30, 1985	12¢ per gallon
From July 1, 1985 through July 31, 1989	13¢ per gallon
From August 1, 1989 through December 31, 1989	16¢ per gallon
From January 1, 1990, and thereafter	19¢ per gallon

2) The tax on the privilege of operating motor vehicles which use diesel fuel shall be the rate according to subsection (a) plus an additional 2-1/2 cents per gallon. This rate is as follows:  
Diesel fuel used in such motor vehicles upon public highways and in such recreational watercraft on such waters is taxed according to the following rate schedule:

Tax Period	Rate
Until August 1, 1983	7 1/2¢ per gallon
From August 1, 1983 through June 30, 1984	13 1/2¢ per gallon
From July 1, 1984 through June 30, 1985	14 1/2¢ per gallon
From July 1, 1985 through July 31, 1989	15 1/2¢ per gallon
From August 1, 1989 through December 31, 1989	18 1/2¢ per gallon
From January 1, 1990 and thereafter	21 1/2¢ per gallon

b) In addition, a tax is imposed upon the privilege of engaging in the business of selling motor fuel as a retailer or reseller on all motor fuel used in motor vehicles operating on the public highways and recreational-type watercraft operating upon the waters of this State.  
 1) At the rate of 3 cents per gallon on motor fuel owned or possessed by such retailer or reseller at 12:01 A.M. on August 1, 1989, and  
 2) At the rate of 3 cents per gallon on motor fuel owned or possessed by such retailer or reseller at 12:01 A.M. on January 1, 1990.

3) Every retailer and reseller subject to this additional tax shall inventory the motor fuel which he/she/it owns or possesses at 12:01 A.M. on August 1, 1989. Based on that inventory, every retailer and reseller subject to this additional tax shall file a return on a form prescribed by the Department on or before August 20, 1989 and pay the tax due.

4) Every retailer and reseller subject to this additional tax shall inventory the motor fuel which he/she/it owns or possesses at 12:01 A.M. on January 1, 1990. Based on that inventory, every

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retailer and reseller subject to this additional tax shall file a return on a form prescribed by the Department on or before January 1, 1990 and pay the tax due.

b) The Special Motor Fuel Use Tax is imposed "upon the use of special motor fuel upon highways (including toll ways of this State) by commercial motor vehicles". The tax on such special motor fuel shall be comprised of two parts:

- 1) A tax at the rate established in subsections (a)(1) and (a)(2) above; and
- 2) A rate "established by the Department". (Motor Fuel Tax Law, Ill. Rev. Stat. 1989, ch. 120, pars. 410 and 429a 35 ILCS 505).

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.201 Licensure

a) No person shall act as a distributor, supplier, receiver or bulk user in Illinois without first applying for and obtaining a license from the Department. The application shall be signed and verified by the applicant, and shall contain information required by the Department. In the case of corporate applicants, the application shall be signed by a corporate officer or officers. An applicant shall also file with the Department a bond on a form to be approved by and with a surety or sureties satisfactory to the Department.

b) A license shall not be granted, nor shall any license be maintained, for any supplier or distributor whose principal place of business is in a state other than Illinois, unless such person is licensed for motor fuel distribution in the state in which the principal place of business is located and such person is not in default to that state for any monies due for the sale, distribution, or use of motor fuel.

c) A license shall not be issued to any person who fails to file a return, or to pay the tax, penalty or interest for a filed return, or to pay any final assessment of tax, penalty or interest, as required by the Law, or as required by any other tax act administered by the Department.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.202 Basis and Rate of Tax Payable by Receivers

a) Except as hereinafter provided, on and after January 1, 1990 and prior to January 1, 1993 1998, a tax of three-tenths of a cent per gallon is imposed upon the privilege of being a receiver in this State of fuel for sale or use.

b) The tax shall be paid by the receiver in this State who first sells or uses fuel. In the case of a sale, the tax shall be stated as a



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separate item on the invoice.

- c) For the purpose of the tax imposed by this Section, being a receiver of "motor fuel" as defined by Section 1.1 of the Act, and aviation fuels, home heating oil and kerosene, but excluding liquified petroleum gases, is subject to tax without regard to whether the fuel is intended to be used for operation of motor vehicles on the public highways and waters. However, no such tax shall be imposed upon the importation or receipt of aviation fuels and kerosene at airports with over 300,000 operations per year, located in a city of more than 1,000,000 inhabitants for sale to or use by holders of Certificates of Public Convenience and Necessity, issued by the United States Department of Transportation, and their air carrier affiliates, or upon the importation or receipt of aviation fuels and kerosene at facilities owned or leased by those certificate holders and used in their activities at an airport described above. In addition, no such tax shall be imposed upon the importation or receipt of diesel fuel by a rail carrier, registered pursuant to Section 18c-7201 of the Illinois Vehicle Code and used directly in railroad operations. In addition, no such tax shall be imposed when the sale is made with delivery to a purchaser outside the State or when the sale is made to a person holding a valid license as a receiver. A specific notation thereof shall be made on the invoices or sales slips covering each sale. (Section 2a of the Law)

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.203 Monthly Returns

- a) Distributor, supplier and receiver monthly returns. Monthly Motor Fuel Tax returns of licensed distributors and suppliers must be compiled correctly on forms furnished by the Department and must be filed, accompanied by a remittance for the correct amount of tax due, by the 20th day of the month following the month for which the return is made. Schedule-A--Receipt schedules showing monthly receipts of motor fuel must always accompany the monthly return, as well as all other applicable schedules. Receivers subject to the tax imposed by Section 2a of the Law must file returns by the 20th of each calendar month for fuel purchased, acquired or received and sold, distributed or used during the preceding calendar month. Invoiced-gallons--must-be reported-on-Schedule-A--if-a--distributor's--only--activities--with respect-to-motor-fuel-are-either-
- 1) production-of-alcohol-in-quantities-of-less-than-10,000-proof-gallons-per-year-or
  - 2) blending-alcohol-in-quantities-of-less-than-10,000-proof-gallons-per-year-which-such-distributor-has-produced-
- He--shall--file--returns-on-an-annual-basis-with-the-return-for-a-given year-being-due--by-January-20--of--the--following--year--Where--the distributor---has--not--established--one--calendar--year's--record--of

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production--annual-production-will-be-projected-on-the-basis-of-actual production-and-estimates-submitted-by-the-distributor. (Section--5--of the-Law)

- b) If a distributor's only activities with respect to motor fuel are either:
- 1) production of alcohol in quantities of less than 10,000 proof gallons per year or
  - 2) blending alcohol in quantities of less than 10,000 proof gallons per year which such distributor has produced;
- He shall file returns on an annual basis with the return for a given year being due by January 20 of the following year. Where the distributor has not established one calendar year's record of production, annual production will be projected on the basis of actual production and estimates submitted by the distributor. (Section 5 of the Law)
- c) Bulk User Annual Return. Persons holding a valid license to act as a bulk user of special fuel shall make an annual return to the Department on forms prescribed by the Department. The return shall itemize the number of invoiced gallons of special fuel purchased, acquired or received during the preceding calendar year. The return shall be due on the 15th day of the fourth month following the end of the calendar year.
- d) Magnetic Schedule Support Data. Beginning October 1, 1994, data required by all support schedules for licensed distributors, suppliers, and receivers who are required to file a return, must be filed using magnetic media. Schedule support data must be submitted on either 3-1/2" diskette, 5-1/4" floppy disk, or 9" magnetic tape which is IBM or IBM compatible. Schedules that must be filed on magnetic media include Schedules A, SA, LA, E, SE, LE, GA, B, SB, LB, C, SC, LC, D, SD, and LD. Schedules not required to be filed in this manner are Schedules F, M and J. Amended schedules must still be filed on Department forms or approved computer-generated forms. The only exceptions to the requirement are persons who do not possess a computer, who have computers which are not IBM or IBM compatible, or who have ten business transactions or less per month, per schedule type. Persons seeking an exemption from these requirements must petition the Department's Motor Fuel Division in writing, explaining the basis for their exemption. All exceptions expire one year from the date they are granted.
- e) When returns are timely filed and paid in full, a supplier, distributor or receiver may take a discount of 2% of the tax collected to reimburse himself for the expenses incurred in keeping records, preparing and filing returns, collecting and remitting the tax and supplying data to the Department on request. This discount is not permitted for motor fuels which are used or consumed by a supplier or distributor in his own vehicles or for any other purpose.
- f) A person whose license to act as a supplier, distributor, receiver or bulk user of motor fuel has been revoked or cancelled shall make a return and payment to the Department covering the period from the date



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of the last return to the date of the revocation of the license, which return shall be delivered to the Department not later than 10 days from the date of the revocation or termination of the license. Any tax-free inventory remaining at the close of the reporting period must be paid in full. b) Licensees, in filing out monthly distributors' returns (Form R-M-P-8.5), are required to show, as separate items, the actual number of taxable gallons sold to consumers and resellers and the actual number of taxable gallons used in their own motor vehicles and for any other purpose whatsoever. On a schedule provided for that purpose, taxable gallons sold to other licensed distributors must be listed in detail.

c) Licensed suppliers of special fuel must also file monthly returns with the Department on the form prescribed by the Department, by the 26th day of the month following the month for which the return is filed, and any such return must be accompanied by a remittance for the proper amount of tax shown by the return to be due. In addition, licensed bulk users of special fuel must file an annual return with the Department, on the form prescribed by the Department, by the 15th day of the fourth month following the end of the calendar year. (Section 5b of the law)

d) In addition to the tax collection and reporting responsibilities imposed elsewhere, a person who is required to pay the tax imposed by Section 2a of the Act shall pay the tax to the Department by return showing all fuel purchased, acquired or received and sold, distributed or used during the preceding calendar month. The return shall be prescribed by the Department and shall be filed between the 1st and 20th days of each calendar month. The Department may, in its discretion, combine the returns filed under this Section. (Section 2b of the law)

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.204 Report of Loss of Motor Fuel

a) All licensed suppliers and distributors are required to report immediately all losses of motor fuel sustained by them on account of fire, theft, spillage, spoilage, leakage or any other provable cause in order that the Department may make such investigation as it may deem necessary. The same requirement applies to special fuel bulk users who have elected to be licensed as suppliers of special fuel.

b) The mere making of such a report does not assure the allowance of such loss as a credit on account of tax liability with respect to such loss, but failure to report such losses promptly may result in the refusal of the Department to allow credit on account of tax liability with respect to such a loss.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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## Section 500.205 Daily Gallonage Record

Distributors, of motor fuel receivers, bulk users of fuel, bulk users of special fuel, licensed as bulk users, and special fuel bulk users who have elected to be licensed as suppliers of special fuel and suppliers are expected to maintain an accurate, actual, daily record of gallonage in storage facilities bulk and supply tanks. Carelessness in not keeping such records is frequently the means of building false inventories. The burden is also upon the distributor, bulk user of special fuel, licensed as a bulk user, or special fuel bulk user who has elected to be licensed as a supplier of special fuel, to see to it that the valves on bulk plants function properly. This will have a tendency to eliminate substantial losses under various climatic conditions.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.210 Documentation of Tax-free Sales of Motor Fuel Made by Licensed Distributors and Suppliers

a) Sales of motor fuel made to licensed distributors, suppliers or bulk users holding a valid tax-free permit. A specific notation of the nature of the exemption must be made on the invoice for these sales. Also, the seller must retain the invoice number and date, name of carrier, bill of lading/manifest number, name and address of purchaser, Illinois origin, Illinois destination, purchaser's license number, and invoiced gallons sold. In addition, when special fuel is sold under this exemption, the seller must obtain from the purchaser a completed IDR-648 form.

b) Sales of motor fuel delivered to points outside Illinois. The seller must retain the invoice date and number, name of carrier, bill of lading/manifest number, purchaser's name and address, Illinois origin, destination location, and invoiced gallons.

c) Sales of motor fuel to the Federal government or its instrumentalities. The seller shall retain the invoice number and date, name of carrier, bill of lading/manifest number, name of purchaser, Illinois origin, Illinois destination, invoiced gallons, and official forms of exemption certificates furnished by the Federal government.

d) Sales of motor fuel to a municipal corporation owning and operating a local transportation system for public service in Illinois. The seller shall retain the invoice date and number, name of carrier, bill of lading/manifest number, name and address of purchaser, Illinois origin, Illinois destination and invoiced gallons. In addition, the seller shall include with his return a Certificate of Exemption, in the form required by Section 500.280 of this Part, for each such sale.

e) Sales of motor fuel to a privately owned public utility owning and operating 2-axle vehicles designed and used for transporting more

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than 7 passengers, for the operation of vehicles which are used as common carriers in general transportation of passengers, are not devoted to any specialized purpose and are operated entirely within the territorial limits of a single municipality or any group of municipalities or in a close radius thereof, and the operations of which are subject to the regulations of the Illinois Commerce Commission. The seller shall retain the invoice date and number, name of carrier, bill of lading/manifest number, name and address of purchaser, Illinois origin, Illinois destination and invoiced gallons. In addition, the seller shall include with his Return a Certificate of Exemption, in the form required by Section 500.285 of this Part, for each such sale.

f) Sales of gasoline for aviation purposes. A Seller shall retain the invoice date and number, name of purchaser, Illinois origin, lading/manifest number, and invoiced gallons. He must also include a "Certificate of Gas Sold For Propulsion of Aircraft" with his return to document this type of exemption.

g) Sales to qualified users. Documentation for sales to qualified users falls into two categories, which are described below:

1) Sales of special fuel to persons using the fuel exclusively for non-highway purposes, who do not own, lease or control any tax-free bulk storage facilities or who do not own, operate or control any diesel-powered licensed highway equipment. Sellers making these types of exempt sales must make a notation on the invoice or sales slip regarding the exempt nature of the sale, and must retain the purchaser's name and address, the use for which the fuel is sold, and the total monthly gallons. In addition, the seller must retain a valid IDR-648 for each customer.

2) Sales of special fuel to persons who have no licensed diesel highway equipment but who do have self-propelled highway construction or maintenance equipment which will be used in a dual capacity for both improving, maintaining or repairing highways and propelling the equipment on road to job sites. Sellers may accept a percentage certificate from the purchaser specifying the amount of special fuel that may be purchased tax-free. Sellers must retain the purchaser's name and address, the percentage exemption and reason for partial exemption, and total monthly gallons. In addition, the seller must retain a valid IDR-648 for each customer.

h) Sales of I-K kerosene delivered into a storage tank located at a facility that has withdrawal facilities which are readily accessible to, and are capable of dispensing I-K kerosene into the fuel supply tanks of motor vehicles are normally taxable. However, such sales may be made tax-free when the seller obtains supporting documentation affirming that the I-K kerosene will not be sold or used in highway vehicles. The seller must obtain a valid IDR-648 for each customer for these exempt sales.

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i) The IDR-648, which is used to document exempt sales of special fuel and which is required to be retained by the seller, must be renewed at least every three years. An IDR-648 shall remain valid for 3 years or until the purchaser's license is revoked or cancelled. A customer may also revoke the IDR-648 by advising both the seller and the Department in writing.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

### Section 500.215 Documentation of Tax-free Sales of Fuel Made by Licensed Receivers

a) Exemption for importation of aviation fuels and kerosene at qualified airports or by facilities owned or leased by qualified holders of Certificates of Public Convenience and Necessity (see Section 500.202 for a description of such persons). The seller shall make a specific notation on the invoice regarding the nature of the exemption. In addition, he shall retain the invoice date and number, name of carrier, bill of lading/manifest number, name of purchaser, Illinois origin, Illinois destination and invoiced gallons.

b) Exemption for importation of diesel fuel by qualified rail carriers (see Section 500.202 for a description of such persons). The seller shall make a specific notation on the invoice regarding the nature of the exemption. In addition, he shall retain the invoice date and number, name of carrier, bill of lading/manifest number, name of purchaser, Illinois origin, Illinois destination and invoiced gallons. A specific notation regarding the nature of the exemption shall be made on the invoice.

c) Receivers making sales of fuel which are delivered to points outside of Illinois. A specific notation regarding the nature of the exemption shall be made on the invoice. In addition, the seller shall retain the invoice date and number, name of carrier, bill of lading/manifest number, name of purchaser, Illinois origin, Illinois destination and invoiced gallons.

d) Sales of fuel made to other licensed receivers in Illinois. A specific notation shall be made on the invoice regarding the nature of the exemption. In addition, the seller shall retain the invoice date and number, name of carrier, bill of lading/manifest number, name of purchaser, Illinois origin, Illinois destination, purchaser's license number and invoiced gallons.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

### Section 500.220 Vehicles of Distributors Transporting Petroleum Products (Repealed)



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Licensed-distributors-of-motor-fuel-transporting-petroleum-products-in-vehicles upon-the-public-highways-of-this-State-must-have-painted-upon-such-transporting vehicle-in-colors-of-distinct-contrast-to-those-of-the-vehicle-with-letters and-figures-not-less-than-four-inches-in-height,-the-following-information:

- a) Licensed-name-of-distributor  
b) Address-of-distributor-and  
c) Motor-Fuel-Distributor's-License-Number-identified-as-Will-R-M-P- or-No----

(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.225 Other Vehicles (Repealed)

All-persons-other-than-licensed-distributors-transporting-petroleum-products in-vehicles-upon-the-public-highways-of-this-State-must-have-painted-upon-such transporting-vehicles-in-colors-of-distinct-contrast-to-those-of-the-vehicle with-letters-and-figures-not-less-than-four-inches-in-height,-the-name-and address-of-the-owner-of-such-vehicle-

(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.230 Motor Fuel Consumed by Distributors, Special Fuel Consumed by Suppliers and Fuel Consumed by Receivers

- a) Distributors are required to pay the tax on all motor fuel (of the type they are required by the second paragraph of Section 5 of the Motor Fuel Tax Law to report to the Department when filing a return) used or consumed by them, whether for taxable or nontaxable purposes. If the motor fuel is consumed for statutory nontaxable purposes, a claim for refund credit may thereafter be filed as provided by the Motor Fuel Tax Law and on the form prescribed by the Department for that purpose.

- b) Suppliers are required to pay the tax on all special fuel used or consumed by them, whether for taxable or nontaxable purposes. If the special fuel is consumed for statutory nontaxable purposes, a claim for credit may thereafter be filed as provided by the Motor Fuel Tax Law and on the form prescribed by the Department for that purposes. in-motor-vehicles-on-the-public-highways-of-this-State-
- c) Receivers are required to pay tax on all fuel, as defined by Section 1.19 of the Motor Fuel Tax Law, used or consumed by them.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.235 Claims for Refund - Original Invoices

- a) Claims for the refund of Motor Fuel Tax imposed by Section 2 of the

Law, by persons other than a distributor or supplier, shall be made to the Department of Revenue, duly verified by the affidavit of the claimant, upon forms prescribed by the Department. Except as provided in par. (c) of this Section, the Department of Revenue will not approve claims for refund of Motor Fuel Tax unless such claims are supported by original invoices or sales slips (commonly referred to as the top copy). Reproductions may be submitted in lieu of originals, provided they are legible. However, the Department may require original invoices to verify purchases. Manifests or monthly statements will not be treated as invoices.

b) in-no-case-will-any-carbon-copy-of-an-invoice-be-considered-an original. All Original sales slips or invoices must contain the following information:

- 1) Date of delivery;
- 2) name and address of purchaser (which must be the name of the claimant);
- 3) name and address of seller (printed-or-rubber-stamped);
- 4) number of gallons purchased and price per gallon;
- 5) Illinois Motor Fuel Tax as separate item; and
- 6) receipt of payment. (Only paid invoices are acceptable in connection with claims for refund-and-the-fact-of-payment-must appear-on-the-face-of-the-invoice-or-sales-slip.) Refunds will only be issued when payment of tax is exactly correlated to the invoice for which the claim is being filed.

- c) Claimants must file invoices or sales slips in conjunction with claims based upon motor fuel used for a nontaxable purpose. In making a claim, claimants must show total purchases, deducting the gallonage used upon public highways or waters, the difference being the net amount upon which the claim is based. Only invoices directly supporting the nontaxable use are required to be submitted. However, claimants must retain among their books and records documentation of all purchases, payments, bulk storage withdrawals and proof of usage for a period equivalent to that during which an assessment can be issued under the Law, from the date of issuance of the claim or refund. This information must be made available to Department employees upon request. Failure to keep such records may result in recovery of any claims paid.

- d) Where the claimant has lost his-original invoice invoice(s) through inadvertence or an act of God, the Department will permit the claimant to submit his affidavit in lieu of such invoice in support of the claim, if the affidavit contains the same information which the invoice was required to contain, plus a statement of facts explaining the loss of the invoice and justifying the substitution of an affidavit for the invoice.

- e) Claims for full reimbursement of tax paid on motor fuel must be filed not later than one year after the date on which the tax was paid by the claimant. If, however, a claim for such reimbursement otherwise meeting the requirements of the Act is filed more than one year but less than 2 years after that date, the claimant shall be reimbursed at



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the rate of 80% of the amount to which he would have been entitled if his claim had been timely filed.

(e) Claims accompanied by sales slips or invoices upon the face of which there is evidence of change of name, date or gallonage or other evidence of fraud, or which are illegible, will be disallowed in their entirety.

(f) Any person who purchases motor fuel in Illinois and uses that motor fuel in another state and that other state imposes a tax on the use of such motor fuel shall be reimbursed and repaid the amount of Illinois tax paid on the motor fuel used in such other state. Reimbursement and repayment shall be made by the Department upon receipt of adequate proof of taxes paid to another state and the amount of motor fuel used in that state. Evidence supporting the claim must include both a copy of the tax return filed with such other state and a copy of the cancelled check or a receipt acknowledging payment of the tax due on said tax return.

(g) Claims for refunds for the motor fuel tax imposed by Section 2 of the Law approved by the Department shall be paid within 90 days after receipt of a complete and correct application for such a refund. If refunds are paid after the expiration of the 90 day period, the Department shall also pay from the Motor Fuel Tax Fund to the taxpayer a penalty of 1% of the amount of the refund for each month after the 90-day period interest at the rate and in the manner set by the Uniform Penalty and Interest Act (Ill. Rev. Stat.:1983, ch. 120, par. 43) [35 ILCS 505].

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.250 Claimants Owning Motor Vehicles (Repealed)

Claimants owning motor vehicles must secure original invoices or sales slips covering purchases of motor fuel for such motor vehicles and file same in conjunction with invoices covering motor fuel used for a nontaxable purpose and, in making their claim, show total purchases, deducting the gallonage used upon public highways or waters, the difference being the net amount upon which the claim is based.

(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.260 Revocation of License, Etc. - Notice - Hearing

a) In all cases where the Department shall have given 10 5 days' written notice by certified mail under Section 16 of the Act Law that it proposes to revoke a license or cancel a permit, then, unless within 10 20 days after mailing of such notice to the licensee or permittee, such licensee or permittee shall protest and demand a hearing, the Department may proceed to revoke such license or cancel such permit.

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b) If such protest and demand for a hearing are made, the Department shall conduct a hearing and pursuant thereto shall make its decision and notify the licensee or permittee thereof. If, within 35 days from the date the licensee or permittee receives notice of such decision, proceedings for review thereof are not instituted in the manner provided by the Administrative Review Law (Ill. Rev. Stat.:1989, ch. 119, par. 3-101 et seq. [5 ILCS 100]), such decisions shall thereupon become final.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.265 Distributors' and Suppliers' Claims for Credit

a) Filing of Claims. Any distributor or supplier who shall have paid Motor Fuel Tax upon motor fuel used by such distributor or supplier for any purpose other than operating a motor vehicle upon the public highways or waters, may file a claim for credit to recover the amount so paid. Such claims shall be filed on forms prescribed by the Department. Such claims shall be made to the Department, duly verified by the affidavit of the claimant (or by the claimant's legal representative if the claimant shall have died or become a person under legal disability). The claim shall state such facts relating to the purchase, importation, manufacture or production of the motor fuel by the claimant as the Department may deem necessary and shall state when the nontaxable use occurred and shall specify the purpose for which such motor fuel was used by the claimant, together with such other information as the Department may reasonably require. Claims for credit for tax paid on motor fuel purchased on or after July 1, 1965, must be filed not later than one year after the date on which tax was paid by the claimant.

b) Issuance of Credit Memoranda - Use Thereof to Satisfy Prior Rights of Department. The Department may make such investigation of the correctness of the facts stated in such claims for credit as it deems necessary. When the Department approves a claim for credit, the Department shall issue a credit memorandum to the distributor or supplier who made the payment for which credit is being given or, in the event that such distributors or suppliers shall have died or become incompetent, to such distributor's or supplier's legal representative, as such. The amount of such credit memorandum shall first be credited against any tax due or to become due under the Act from the distributor or supplier who made the payment for which credit has been given. This means that if there is an established or admitted unpaid Motor Fuel Tax liability on the part of the claimant, the amount of the credit will be credited against the tax that is due. If the credit is in an amount less than that of the unpaid liability, the credit shall be applied against such liability. If the amount of the credit exceeds that of the unpaid liability, after crediting an amount sufficient to liquidate or cancel out such unpaid liability,

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the Department will issue a new credit memorandum representing the difference between that of the original credit found to be due and that of the liability liquidated or paid as aforesaid, and such new credit memorandum will be delivered to the person entitled to receive delivery thereof, provided that no proceeding is pending against the claimant to establish an unpaid liability under the Act. If a proceeding to establish such an unpaid liability is pending, the credit memorandum will be held by the Department until such proceeding is concluded; and if such proceeding results in a determination that Motor Fuel Tax is due from the claimant, the credit will be applied by the Department, to the extent which may be necessary, in liquidation of such liability, and the balance of the credit, if any (after cancellation of the credit memorandum applied in liquidation of said liability), will be issued in the form of a new credit memorandum and delivered to the person entitled to receive delivery thereof.

## c) Disposition of Credit Memoranda by Holder Thereof

1) Assignment of Credit Memoranda. Credit memoranda may be assigned or transferred only after a request for that purpose is filed with the Department upon forms prescribed and furnished by it, and subject to the following conditions:

- A) That the assignment is made to a person who is licensed as a distributor of motor fuel or a supplier of special fuel under the Act Law;
- B) That there is no proceeding pending to establish an unpaid Motor Fuel Tax liability against the assignor; and
- C) That there is no established or admitted unpaid Motor Fuel Tax liability against the assignor; provided, that if the amount of the credit memorandum must first be applied, in whole or in part, against an unpaid liability of the claimant-assignor, notice to this effect will be given the claimant-assignor by the Department. If any balance is due such claimant-assignor, after application of the credit memorandum in the manner and to the purposes aforesaid, such balance may be assigned upon receipt by the Department of instructions to that effect. If there is no unpaid liability and no proceedings pending to determine a liability as aforesaid, and if the assignee is a licensed distributor of motor fuel, the request for leave to assign will be approved. The original credit memorandum will be cancelled, and a new credit memorandum will be issued to the assignee in the amount shown on the cancelled memorandum. However, before a credit memorandum is issued to the assignee, the amount of such credit will be applied, to the extent that may be necessary, in liquidation of any unpaid Motor Fuel Tax liability of the assignee, and a credit memorandum for the balance, if any, will be issued to the assignee, provided that there is no proceeding pending against the assignee to establish an unpaid Motor Fuel Tax liability against him. If a proceeding to establish such an

unpaid liability is pending, the credit memorandum will be held by the Department until such proceeding is concluded; and if such proceeding results in a determination that Motor Fuel Tax is due from the assignee, the credit will be applied by the Department, to the extent which may be necessary in liquidation of such liability, and the balance of the credit, if any (after cancellation of the credit memorandum applied in liquidation of said liability), will be issued in the form of a new credit memorandum and delivered to the person entitled to receive delivery thereof.

- 2) Submission of Credit Memoranda With Monthly Returns. Credit memoranda, in the hands either of the original claimant or of his assignee, may be submitted to the Department, along with monthly tax returns, in payment of Motor Fuel Tax due from the holder of such credit memoranda. If, after applying any such credit memorandum against the amount of tax shown to be due by the tax return with which the credit memorandum is submitted, the Department finds that there is a balance of the credit memorandum in favor of the distributor or supplier submitting the credit memorandum, the Department will cancel the credit memorandum that has been submitted and will issue and deliver to such distributor or supplier a new credit memorandum for such balance. This process will be followed until the credit, to which such distributor or supplier is entitled, is exhausted. However, any new credit memorandum, which is issued as provided in this paragraph for a balance of credit due the distributor or supplier after applying the amount of a credit memorandum to the payment of current taxes, is subject to the prior rights of the Department to the same extent that such prior rights take precedence when a credit memorandum is first issued (see paragraph (b) of this Section) or when leave to assign a credit memorandum is requested (see paragraph (c)(1) of this Section).
- d) Refunds to Distributors and Suppliers. If any distributor or supplier ceases to be licensed as a distributor or supplier while still holding an unused credit memorandum, such distributor or supplier may, at his election (instead of assigning the credit memorandum to another licensed distributor or supplier under the Act), surrender such unused credit memorandum to the Department and receive a refund in lieu thereof.
- e) Claims filed under this Section for overpayment of the Motor Fuel Tax imposed by Section 2 of the Law shall bear interest at the rate and in the manner specified in the Uniform Penalty and Interest Act [35 ILCS 505]. Claims made under this Section that are based upon motor fuel used for any purpose other than operating a motor vehicle upon the public highways or waters, shall be paid within 90 days after receipt of a complete and correct application for credit. If credits based upon motor fuel used for any purpose other than operating a motor vehicle upon the public highways or waters are issued after expiration



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of the 90 day period, the Department shall include interest at the rate and in the manner set by the Uniform Penalty and Interest Act [35 ILCS 505].

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 500.270 Receivers' Claims for Credit**

Any receiver who has paid the tax imposed by Section 2a of the Motor Fuel Tax Law (either directly to the Department or to another licensed receiver) upon fuel exported or sold under the exemptions provided in Section 2a may file a claim for credit to recover the amount so paid. Such claims shall be made to the Department, duly verified by the affidavit of the claimant (or by the claimant's legal representative if the claimant has died or become a person under legal disability), upon forms prescribed by the Department. The claim shall state such facts relating to the purchase, importation, manufacture, production, export, or sale of the fuel by the claimant as the Department may deem necessary together with such other information as the Department may reasonably require. Claims must be filed not later than one year after the date on which the tax was paid by the claimant. The Department may make such investigation of the correctness of the facts stated in such claims as it deems necessary. When the Department approves a claim, the Department shall issue a credit memorandum to the receiver who made the payment for which the credit is being given or, if the receiver has died or become incompetent, to such receiver's legal representative. The amount of such credit memorandum shall be credited against any tax due or to become due under this Act from the receiver who made the payment for which credit has been given. (Section 13 of the Law). Claims filed under this Section for overpayment of the tax imposed by Section 2a of the Law approved by the Department shall bear interest at the rate and in the manner set by the Uniform Penalty and Interest Act.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 500.275 Procedure when Tax-Paid Motor Fuel is Returned to Licensee for Credit**

- a) In any case in which a customer returns the entire amount of tax-paid motor fuel covered by an invoice to the licensee, the licensee's agent or driver is to secure the original invoice which was issued to such customer at the time when such motor fuel was sold by the licensee to such customer. This invoice may ~~is to~~ be returned to the licensee upon request. The licensee, in compiling his monthly Motor Fuel Tax reports, is to detail all such returned motor fuel, reporting such transactions in the same manner as purchases of tax-paid motor fuel

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are reported, indicating the name and address of each person to whom credit was given, the number of gallons for which such credit was given, the invoice number and the date of the transaction. Credit can then be claimed on his return, subject to Department approval. The original invoice must be attached to the licensee's return.

- b) If only a portion of the original purchase is returned, the licensee is to make a notation on the face of the invoice, plainly indicating the number of gallons returned, the date when such motor fuel is returned and other pertinent information. After such notations are made on the invoice, the licensee is to return the invoice to the customer, who may use it to support a claim for refund of tax paid on that portion of the motor fuel which was originally included in the invoice, but returned by the customer. The licensee, in compiling his monthly Motor Fuel Tax reports, is to detail all such returned motor fuel, reporting such transactions in the same manner as purchases of tax-paid motor fuel are reported, indicating the name and address of each person to whom credit was given, the number of gallons for which such credit was given, the copy of the invoice with all notations and the date of the transaction. Credit can then be claimed on his return, subject to Department approval.

- c) If the entire amount of motor fuel covered by the invoice is returned to the licensee, the original invoice is to be surrendered to--and retained by the licensee for review by Department Auditors.

- d) The licensee, in compiling his monthly Motor Fuel Tax reports, is to detail all such returned motor fuel on Schedule A--by reporting such transactions in the same manner as purchases of tax-paid motor fuel are reported, indicating the name and address of each person to whom credit was given, the number of gallons for which such credit was given, the invoice number and the date of the transaction. Credit can then be taken in item 11 of Form R-M-P-5.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 500.280 Sales of Motor Fuel to Municipal Corporations Owning and Operating Local Transportation Systems**

- a) A distributor of motor fuel or a supplier of special fuel may make tax-free sales thereof to a municipal corporation owning and operating a local transportation system for public service in the State, provided that the distributor or supplier obtains an official Certificate of Exemption in lieu of the tax. Such Certificate of Exemption shall accompany the distributor's or supplier's monthly Motor Fuel Tax return to the Department to support his claim to exemption from the tax. Such Certificate of Exemption shall be in substantially the following form:

"This is to certify that \_\_\_\_\_ (Name of Municipal Corporation) of \_\_\_\_\_, Illinois, a



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municipal corporation which owns and operates a local transportation system for public service in Illinois, purchased gallons of motor fuel, Illinois Motor Fuel Tax exempt, from \_\_\_\_\_ whose address is \_\_\_\_\_ dated \_\_\_\_\_ on Invoice No \_\_\_\_\_, and said motor fuel is for use in operating said local transportation system.

\_\_\_\_\_  
Name of Municipal Corporation

\_\_\_\_\_  
Name of Authorized Representative

\_\_\_\_\_  
Title of Authorized Representative

Dated: \_\_\_\_\_, 19 \_\_\_\_

- b) Any municipal corporation which is permitted to issue said form in lieu of the Motor Fuel Tax shall notify the Department of the name and title of each officer or employee whom such municipal corporation may authorize to sign the form on its behalf, and a sample of such officer's or employee's signature shall be placed on file with the Department.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 500.285 Sales of Motor Fuel to Certain Privately-Owned Public Utilities Owning and Operating Transportation Systems in Metropolitan Areas

- a) A distributor of motor fuel or a supplier of special fuel may make tax-free sales thereof to a privately-owned public utility which owns and operates 2 axle vehicles designed and used for transporting more than 7 passengers, which vehicles are used as common carriers in general transportation of passengers, are not devoted to any specialized purpose and are operated entirely within the territorial limits of a single municipality or of any group of contiguous municipalities, or in a close radius thereof, and the operations of which are subject to the regulations of the Illinois Commerce Commission, provided that the distributor or supplier obtains an Official Certificate of Exemption in lieu of the tax.
- b) Such Certificate of Exemption shall accompany the distributor's or supplier's monthly Motor Fuel Tax return to the Department to support his claim to exemption from the tax.
- c) Such Certificate of Exemption shall be in substantially the following

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form:

"This is to certify that \_\_\_\_\_, Illinois, a privately owned public utility which owns and operates 2 axle vehicles designed and used for transporting more than 7 passengers, which vehicles are used as common carriers in general transportation of passengers, are not devoted to any specialized purpose and are operated entirely within the territorial limits of a single municipality or of any group of contiguous municipalities, or in a close radius thereof, and the operations of which are subject to the regulations of the Illinois Commerce Commission, purchased \_\_\_\_\_ gallons of motor fuel, Illinois Motor Fuel Tax exempt, from \_\_\_\_\_ (Name of Distributor or Supplier) whose address is \_\_\_\_\_, and said motor fuel is for use in operating such local transportation system under the limitations specified hereinabove.

\_\_\_\_\_  
Name of Purchasing Bus Company

\_\_\_\_\_  
Name of Authorized Representative

\_\_\_\_\_  
Title of Authorized Representative

Dated: \_\_\_\_\_, 19 \_\_\_\_

- d) Any privately-owned public utility which is permitted to issue said form in lieu of the Motor Fuel Tax shall notify the Department of the name and title of each officer or employee whom such privately-owned public utility may authorize to sign the form on its behalf, and a sample of such officer's or employee's signature shall be placed on file with the Department.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 500.290 When Purchaser's License Number With Department on Invoices Covering Sales of Special Fuel is Required (Repealed)

- a) When special fuel is sold by a licensed distributor or licensed supplier to a licensed bulk user, the invoice from the seller to the purchaser shall (among other things) show the purchaser's bulk user license number with this Department.
- b) When special fuel is sold tax-free by a licensed distributor to a

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licensed-supplier--or-by-a-licensed-supplier---to---a---licensed distributor--or-by-a-licensed-distributor-to-a-licensed-distributor or-by-a-licensed-supplier-to-a-licensed-supplier-the-invoice-from-the seller-to-the-purchaser-shall-(among-other-things)-show-the-purchasing distributor's--or--purchasing--supplier's--license-number--with--this Department.

(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.295 Cost of Collection - Determination (Repealed)

a) Distributors--are-not-permitted-to-deduct-from-the-amount-of-tax-to-be paid-to-the-Department-a-discount-of-2%-(which-is-allowed-to-reimburse such-distributors-for-making-the-collection-and-payment-provided-by Section--6-of-the-Motor-Fuel-Tax-Bill)-on-account-of-motor-fuel-used-or consumed-by-them-in-their-own-vehicles-or-for-any-other-purpose---the same-is-true--of--suppliers-of-special-fuel-with-respect-to-special fuel-which-they-use-themselves:

b) This-deduction-is-allowable-only-on--sales--and--does--not--apply--to gasoline-used-or-consumed-by-the-distributor-or-supplier.

(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## SUBPART C: MOTOR FUEL USE TAX

## Section 500.300 Licensure

a) Except as provided in Section 500.320, no motor carrier shall operate commercial motor vehicles, as defined in Section 500.100, in Illinois without first securing a motor fuel use tax license and decals issued by the Department (under either the IFTA or the Illinois interstate program) or an IFTA motor fuel use tax license and decals issued under the International Fuel Tax Agreement by any member jurisdiction.

b) Illinois IFTA credentials may be obtained from the Department by Illinois based carriers who operate one or more commercial motor vehicles in at least one other IFTA-member jurisdiction. Illinois based carriers are those carriers whose operational control and records for their vehicles are maintained or can be made available in Illinois and whose commercial motor vehicles accrue miles in Illinois. Carriers who are based in a non-IFTA state will not be issued IFTA credentials by the Department, unless issuance is granted for fleet consolidation purposes.

An Illinois carrier registered under the IFTA must consolidate all vehicles in its fleet. Fleet consolidation must include commercial motor vehicles based in other IFTA jurisdictions, non-IFTA jurisdictions, and motor vehicles which travel exclusively

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c) intra-state, regardless of jurisdiction. Motor carriers operating commercial motor vehicles that are based in a state that has not joined IFTA, and who wish to operate in Illinois may apply for an Illinois Interstate Motor Fuel Use Tax license and decals. If such carriers do not wish to obtain these credentials, they must obtain single trip permits before operating in Illinois.

d) Motor vehicles operated by the State of Illinois or the United States government, recreational vehicles and school buses are not required to register as provided in subsection (a). However, if these carriers will travel in other jurisdictions, they may wish to obtain a motor fuel use tax license and decals under the provisions of the International Fuel Tax Agreement. This will allow the carrier, when in an IFTA jurisdiction that does not consider it exempt, to avoid receiving citations or being required to obtain the proper credentials (e.g., single trip permits). If the carrier is travelling in a non-IFTA jurisdiction and is not considered to be exempt from fuel tax reporting requirements, it must purchase single trip permits or otherwise obtain the proper motor fuel use tax credentials required by the laws of that particular jurisdiction.

e) In order to establish and maintain the concept of one license and administrative base jurisdiction for each licensee, the Department shall issue only one license to each person.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.301 Special Motor Fuel Permits and Decals (Repealed)

a) Commercial-Motor-Vehicles  
 1) ~~Commercial-motor-vehicle--means-any-of-the-following-vehicles which-are-propelled-by-special-fuel:~~

A) ~~Any-truck-with-more-than-2-axes;~~

B) ~~Any-road-tractor; or~~

C) ~~Any-truck-tractor; or~~

B) ~~Any-passenger-motor-vehicle-that-has-seats-for--20--or--more passengers-~~

2) ~~This-definition-does-not-include-~~

A) ~~motor-vehicles-operated-by-this-State-or-the-United-States;~~

B) ~~school-buses;~~

C) ~~commercial-motor-vehicles-owned-by-a-manufacturer-or-dealer and-held-for-sale--even-though--incidentally-moved-or operated-on-the-highway-or-used-for-purposes-of--testing demonstration-or-delivery;~~

B) ~~commercial-motor-vehicles-operated-solely-within-this-State for-which-air-motor-fuel-is-purchased-within-this-State;-or~~

B) ~~recreational-vehicles. (Section-116-of-the-Bill)~~

b) ~~Beased-Commercial-Motor-Vehicles~~



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1† "Leasing" means the giving of possession and control of a vehicle for a variable consideration for a specified period of time.

2† Allocation of responsibility to avoid duplicate reporting of mileage and payment of tax:

A† Where the term of a lease is 30 days or more, the lessee of a commercial motor vehicle shall be responsible for the reporting of mileage and the liability for tax arising under Section 13a-3 of the Motor Fuel Tax Law, and for registration, furnishing of bond, carrying of identification cards, and external motor fuel decals under Section 13a-4 of the Motor Fuel Tax Law and for all other duties imposed by Sections 13a-1, 13a-2, 13a-3, 13a-4 and 13a-5 of the Motor Fuel Tax Law.

B† Where the term of a lease is less than 30 days, the lessor of a commercial motor vehicle shall be responsible for the reporting of mileage and the liability for tax arising under Section 13a-3 of the Motor Fuel Tax Law, and for registration, furnishing of bond, carrying of identification cards, and external motor fuel decals under Section 13a-4 of the Motor Fuel Tax Law and for all other duties imposed by Sections 13a-1, 13a-2, 13a-3, 13a-4 and 13a-5 of the Motor Fuel Tax Law.

c† Identification cards--In lieu of the Department issuing multiple original identification cards to permittees for each commercial vehicle to be operated in this State, permittees are authorized to make reproductions of their original identification cards.

d† Motor Fuel Decals--Each commercial motor vehicle propelled by special fuel operating upon the highways of this State shall conspicuously display an external Motor Fuel Tax identification device in a motor fuel decal on the passenger side of the commercial motor vehicle. However, buses that qualify as commercial motor vehicles may display such devices on the driver's side of the vehicles. The transfer of a motor fuel decal from one vehicle to another or from one motor carrier to another motor carrier is prohibited. The fee for a motor fuel decal shall be \$7.50 for each decal and a maximum fee of \$2.00 for a replacement. A motor fuel decal shall be valid for a period of 2 calendar years.

e† Revocation and Return of Permit--In the event that the Department revokes a permit for failure to pay the State motor fuel tax, the Act for the sale or use of special motor fuel, the motor carrier shall immediately return its permit to the Department.

f† Single Trip Permits--A commercial motor vehicle operating in Illinois without a permit as required in Section 13a-4 of the Motor Fuel Tax Law must obtain a single trip permit from the Department. A motor carrier may purchase only 3 single trip permits within a 12-month period. Motor carriers who have need for more than a single trip permit within a 12-month period must register and obtain a permanent permit as provided in Section 13a-4 of the Motor Fuel Tax Law. Single trip permits will be issued to one commercial motor vehicle and

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not transferable--Single trip permits expire at the end of 72 hours from the time of issuance.

g† Enforcement procedure--A commercial motor vehicle operating in Illinois without a permit shall not be permitted to continue until a temporary permit has been obtained and any penalties have been satisfied. If a commercial motor vehicle is found operating in Illinois without registering and securing a permit when such is required by Section 13a-4 and 13a-5 of this Act, the operator must pay a minimum of \$1,000 as a penalty. (Section 13a-6 of the Law)

1† A carrier operating a vehicle without having a permit to do so is guilty of a Class 4 felony, and for each subsequent offense, such carrier is guilty of a Class 3 felony. If a carrier who has a single trip motor fuel permit fails to display such a permit, the carrier is guilty of a petty offense. If a carrier obtains a single trip permit in excess of the three permitted per 12-month period, the carrier is guilty of a petty offense for each permit that is obtained in excess of such limitation.

2† A carrier operating a vehicle without carrying an identification card or displaying an external Motor Fuel Tax identification device in accordance with Section 13a-4 of the Motor Fuel Tax Law is subject to the following penalties:

A† For failure to carry an identification card, the carrier is guilty of a petty offense.

B† For failure to display an external motor fuel identification device, the carrier is guilty of a petty offense.

(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.302 Motor Carrier's Quarterly Report (Repealed)

a† Except as provided in subsection (c), every motor carrier who operates a commercial motor vehicle on any highway within this State shall file a report with the Department on or before the last day of the month next succeeding any calendar quarter (i.e., in the months of April, July, October, and January, respectively) setting forth a statement of the number of miles traveled in every jurisdiction and in this State during the previous calendar quarter, and the number of gallons of special fuel consumed on the highways of every jurisdiction and of this State during such previous calendar quarter.

b† In addition, this report may include both gallons of fuel purchased and miles operated that were unavailable for the two immediately preceding calendar quarters upon which a tax was paid under this Act, and other information which may include but not be limited to original tax paid receipts as evidence of the number of gallons purchased, which were omitted from the reports for the two immediately preceding calendar quarters and are now included in the current filed report.

c† Motor carriers that incur an annual Motor Fuel Use Tax liability of



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*1999--than--\$625--for--the--prior--12-month-period-of-January-1-through December-31--may--file--an--annual--return--due--January--31--rather--than quarterly--returns--(Section--13a-3--of--the--law--as--amended--by--P.A. 86-1481)*

(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 500.305 Licenses and Decals**

a) Applications for motor fuel use tax licenses and decals shall be made under oath and on forms provided by the Department. Information provided to the Department shall include:

1) a carrier's Federal Employer Identification Number (in the case of a sole proprietorship, the Social Security number of the owner);

2) owner, partnership or corporate name;

3) name, title and social security number of all officers, partners or owners;

4) legal business name (if different from subsection (a)(2));

5) physical location of the business;

6) mailing address of the business;

7) signature of the applicant. All applications must be signed by an officer or officers of the entity seeking licensure, or a person who is a partner or owner. Reporting services or persons responsible for reporting a licensee's tax obligations under a power of attorney are not permitted to sign an application on behalf of any applicant;

8) type of fuel(s) used by applicant;

9) number of decals required by the licensee;

10) decal fee;

11) for IFTA applicants, a statement of the existence of bulk storage facilities in all member jurisdictions; and

12) a statement that the applicant agrees to comply with reporting, payment, recordkeeping, and license display requirements, and all applicable regulations. IFTA applicants must agree that the base jurisdiction may withhold any refunds due if the applicant is delinquent on payment of motor fuel use taxes due any member jurisdiction or taxes owed to the Department.

b) Bonds are not required for first-time applicants. However, bond may be required for just cause, as determined by the Department. Bonds may be required when a licensee fails to file timely reports, when he fails to remit the proper tax, when the Department has twice received a Non-Sufficient Funds check as payment, or when an audit indicates problems severe enough that in the Director's discretion, a bond is required to protect the interests of the Department. If a bond is required, it shall be in the amount of \$1000, or twice the estimated average tax liability for the

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c) reporting period, whichever is greater.  
Neither a license or decals shall be issued to any person who fails to file a return, or to pay the tax, penalty or interest for a filed return, or to pay any final assessment of tax, penalty or interest, as required by the Law, or as required by any other tax act administered by the Department [20 ILCS 2505/39b47].

d) Persons required to file bonds with the Department must make payments by certified check.

e) Upon receipt of a complete application for a license and decals, including payment for decals, any required reinstatement fees and provision of an approved bond, if applicable, the Department will issue each applicant one license. In addition to the license, a minimum of two decals per commercial motor vehicle will also be issued. A license and decals are valid for a period of one calendar year.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 500.310 Display of License and Decals**

a) Motor fuel use tax licenses, or copies thereof, shall be carried in the cab of each commercial motor vehicle operating in Illinois. Failure to carry a copy of the license in the commercial motor vehicle may subject the operator to the purchase of a single trip permit and/or a citation.

b) The Department will not issue multiple licenses to an applicant. If the applicant requires multiple licenses, he may make legible copies of his license and carry them in his vehicles.

c) One decal must be placed on the exterior portion of each side of the cab of the commercial motor vehicle. In the case of transporters, manufacturers, dealers, or driveway operations, the decals need not be permanently affixed, but may be temporarily displayed in a visible manner on both sides of the cab. Failure to display decals in the required manner may subject the vehicle operator to the purchase of a single trip permit and/or a citation.

d) Decals are not vehicle specific. Licensees may purchase additional decals at a cost of \$3.75 per set throughout the license year. If decals are destroyed, lost or stolen, replacements may be obtained from the Department at a cost of \$2 per set. Additional decals must be ordered on forms provided by the Department.

e) Decals are valid only for the vehicle of the person to whom they are issued. The transfer of decals between commercial motor vehicles or from one motor carrier to another is prohibited.

f) All IFTA carriers shall be allowed a two-month grace period to display the current year IFTA license and decals. They may display a decal and license from the previous year issued by any member jurisdiction until March 1.

Carriers from new member jurisdictions shall be allowed a two-month

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grace period from the date of the new member's IFTA program implementation to display the IFTA license and decals. However, to operate in Illinois, these carriers must either display a decal and license issued by Illinois for the previous year, a single trip permit, or the current year IFTA license issued by their base state.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 500.315 Renewal of Decals and Licenses**

- a) Motor fuel use tax licenses and decals must be renewed annually on forms provided by the Department. The Department shall mail renewal applications to all currently registered licensees in good standing. Failure to receive a license renewal application does not excuse a licensee's failure to renew his credentials.
- b) The Department may deny a renewal application if the applicant has failed to file a return, pay any outstanding motor fuel use tax liabilities or other liabilities owed to the Department, or is currently revoked.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 500.320 Single Trip Permits**

- a) If a commercial motor vehicle does not have motor fuel use tax credentials under either IFTA or the Illinois interstate motor fuel use tax program, a single trip permit to operate in Illinois must be obtained. A single trip permit may be obtained upon proper application from the Department or its agents.
- b) A single trip permit authorizes operation of a commercial motor vehicle for a single trip through the State of Illinois, or from a point on the border of this State to a point within and return to the border.

- c) The fee for each single trip permit shall be \$20 and such single trip permit is valid for a period of seventy-two hours. This fee is in lieu of the tax and all reports required by Section 13a.3 of the Law, as well as the registration, decal display and furnishing of bond required by Section 13a.4 of the Law.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 500.375 Licensure of Lessors and Lessees**

- a) A lessor regularly engaged in the business of leasing or renting motor vehicles without drivers for compensation to licensees or other

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lessees may be deemed to be the licensee, and such lessor may be issued a license if an application has been properly filed and approved by the base jurisdiction.

- b) In the case of a carrier using independent contractors under long-term leases (more than 30 days), the lessor and lessee will be given the option of designating which party will report and pay fuel use tax. If the lessee (carrier) assumes responsibility for reporting and paying motor fuel taxes, the base jurisdiction for purposes of this Agreement shall be the base jurisdiction of the lessee, regardless of the jurisdiction in which the commercial motor vehicle is registered for vehicle registration purposes by the lessor.

- c) For motor vehicle leases of 30 days or less, the lessor of the motor vehicles under lease will be liable for all requirements of the motor fuel use tax program.

- d) In the case of a household goods carrier using independent contractors, agents, or service representatives, under intermittent leases, the party liable for motor fuel tax shall be:

1) The lessee (carrier) when the commercial motor vehicle is being operated under the lessee's jurisdictional operating authority. The base jurisdiction for purposes of this Agreement shall be the base jurisdiction of the lessee (carrier), regardless of the jurisdiction in which the commercial motor vehicle is registered for vehicle registration purposes by the lessor or lessee.

2) The lessor (independent contractor, agent, or service representative) when the qualified motor vehicle is being operated under the lessor's jurisdictional operating authority. The base jurisdiction for purposes of this Agreement shall be the base jurisdiction of the lessor, regardless of the jurisdiction in which the commercial motor vehicle is registered for vehicle registration purposes.

- e) For licensees registered under the IFTA, leases shall be made available upon request of the Department or request of any member jurisdiction.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 500.330 Cancellation of License**

- a) A licensee may request that its license be cancelled. A license will only be cancelled if all reporting requirements and tax liabilities have been met and the account is clear of any unapplied payments or credits. A licensee must request cancellation either by checking the cancellation box on the quarterly tax return and noting the date of the end of operations, or by submitting a written request for cancellation to the Department.

- b) Upon cancellation, the carrier must destroy its original license and all copies, and decals.

- c) A final audit may be conducted by the Department, or for IFTA



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licensees, by any IFTA jurisdiction, upon cancellation of the license. A carrier cancelling a license must retain all records for a period of four years from the due date of the final quarterly tax return.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 500.335 Quarterly Payment and Reporting**

- a) Every person holding a valid unrevoked motor fuel use tax license issued by the Department under either the Illinois interstate motor fuel use tax program or under the provisions of the IFTA shall file a quarterly motor fuel use tax return, along with full payment of taxes, with the Department. Returns are due, even if no operations were conducted during the reporting period. The due date for the return and full payment of taxes is the last day of the month immediately following the close of the quarter for which the return is being filed. Returns and full payment of taxes are due on or before the following dates:

Reporting Quarter	Due Date
January - March	April 30
April - June	July 31
July - September	October 31
October - December	January 31

If the due date is a Saturday, Sunday, or legal holiday, the next business day is considered the due date. Each motor fuel use tax return should be mailed in a separate envelope.

- b) The taxable event is the consumption of motor fuel, as defined in Section 500.100 of this Part, used to operate commercial motor vehicles. For tax payment and reporting purposes, all motor fuels placed in supply tanks of commercial motor vehicles, and all miles travelled, are taxable. Carriers must utilize the procedures in Section 500.235 for refunds for off-road or non-highway use.

- c) For IFTA licensees: The IFTA provides that member jurisdictions may determine what type of motor fuels and miles travelled are exempt from tax, and are therefore not reportable. Carriers should contact member jurisdictions to determine what types of fuel and miles travelled are exempt from taxation. For IFTA carriers, claims for refunds for fuel used for any purpose other than propelling a commercial motor vehicle upon public highways must be made directly to the respective jurisdiction.

- d) The quarterly return shall include a statement of the total number of miles travelled, as well as total miles travelled in each jurisdiction and in Illinois during the previous calendar quarter; the total number of gallons and type of reportable motor fuel

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consumed on the highways of all jurisdictions, as well as in each jurisdiction and in Illinois, and the total number of gallons and types of tax paid fuel purchased within each jurisdiction during the previous calendar quarter; and the total (net) of tax due the base jurisdiction on behalf of all jurisdictions. Licensees shall report all required information, and may not include miles operated and gallons of fuel purchased that were unavailable during any prior quarters. If a licensee does not include all required information, and that information is subsequently available, he must file an amended return, which will include penalty and interest.

- e) Fuel and distance must be reported in gallons and miles. The conversion rates are:

One liter	= 0.2642 gallons
One gallon	= 3.785 liters
One mile	= 1.6093 kilometers
One kilometer	= 0.62137 mile

- f) For carriers registered under the IFTA which consume compressed natural gas and other fuels that cannot be measured in gallons, the fuels must be converted to gallons using the conversion factor used by the jurisdiction in which the fuel was consumed. The conversion rate for compressed natural gas is 14.7 pounds per square inch for 1 gallon or 1.24 therms of compressed natural gas for 1 gallon.

- g) In order for a licensee to obtain credit for tax-paid retail purchases, a receipt or invoice, a credit card receipt, or microfilm/microfiche of the receipt or invoice must be retained by the licensee showing evidence of such purchases and tax having been paid by the licensee directly to the applicable jurisdiction or at the pump. The receipt must contain the following information:

- 1) date of purchase;
- 2) seller's name and address;
- 3) number of gallons purchased;
- 4) fuel type;
- 5) price per gallon or total amount of sale;
- 6) unit numbers; and
- 7) purchaser's name (in the case of a lessee/lessor agreement, receipts will be accepted in either name, provided a legal connection can be made to reporting party).

- h) In the case of withdrawals from licensee-owned, tax-paid bulk storage, credit may be obtained only if the following records are maintained:

- 1) date of withdrawal;
- 2) number of gallons;
- 3) fuel type;
- 4) unit number (upon application by a licensee, the Department may waive the requirement of unit numbers for fuel withdrawn from the licensee's own bulk storage and placed in its commercial motor vehicles. The licensee must show that adequate records



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are maintained to distinguish fuel placed in commercial vs. non-commercial motor vehicles for all member jurisdictions); and

- 5) purchase and inventory records to substantiate that tax was paid on all bulk purchases.

i) Carriers registered under the IFPA must pay all taxes due to all member jurisdictions with one check, to be made payable to the Department. Payment by certified check is required of licensees who are required to post a bond.

j) Returns shall be filed on forms provided by the Department. However, with written approval from the Department, a licensee may submit a computer-generated tax return instead of the Department-supplied return. Computer-generated tax returns will be approved only if they contain all the same information, are in the same format and are on the same size paper, as the Department's return.

k) If a licensee uses a reporting service for his motor fuel use taxes, a power of attorney must be placed on file annually at the time of renewal. Filing a power of attorney does not relieve the licensee of the legal obligations associated with the license. The licensee is responsible for the payment of taxes as well as all acts and omissions of the reporting service. If a power of attorney is on file, the Illinois Department of Revenue will mail the quarterly tax return to the reporting service. Decal and renewal applications, however, will always be mailed directly to the licensee.

l) Reports not filed or full payment of taxes not made by the due date shall be considered late and any taxes due considered delinquent. The licensee shall be assessed a penalty of \$50 or 10 percent of the delinquent taxes, whichever is greater, for failure to file a report, for filing a late report, or for underpayment of taxes due. Tax shall bear interest at the rate of 1 percent per month or fraction of month until paid. For reasonable cause shown, the Department may waive a penalty. For IFPA licensees, the Department may waive interest for another jurisdiction only with that jurisdiction's approval.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.340 Credits and Refunds

a) A licensee shall receive full credit or refund for tax-paid fuel used outside the jurisdiction where the fuel was purchased. For Illinois interstate program licensees, as to each gallon of motor fuel purchased in Illinois by such motor carrier during the previous calendar quarter in excess of the number of gallons of motor fuel used by such motor carrier on the highways of Illinois during such previous calendar quarter, the licensee may take a credit for the current

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calendar quarter's tax liability. For IFPA licensees, a licensee may apply the overpayment generated in one jurisdiction to the taxes owed to another jurisdiction.

b) Credits shall be carried over to offset liabilities of the licensee in future reporting periods until the credit is fully offset or until eight calendar quarters shall have passed since the end of the calendar quarter in which the credit accrued, whichever occurs sooner. If the credit has not been used to offset liabilities in 8 calendar quarters, it shall be refunded to the licensee.

c) Credits and refunds will be made only when all tax liability, including audit assessments, has been paid to the Department or when all motor fuel use tax liabilities, including audit assessments, penalty and interest owed to other jurisdictions, has been satisfied.

d) Refunds will not be made for amounts under \$1. Amounts less than \$25 will be credited, and sums of \$25 and over will be automatically refunded.

e) Refunds determined to be properly due shall be paid within 90 days after receipt of a request by the licensee. If not so paid, interest shall accrue at the rate of 1 percent per month or fraction thereof until the refund is paid.

f) No credit or refund shall be allowed or made based upon:

- 1) a return filed more than one year after the due date of such return; or  
2) overpayments for which records are no longer required to be kept. A request for a refund shall extend the records requirement date until the refund is made or denied.

g) While not required to be attached to the return, proof of tax-paid purchases, as specified in Section 500.335 (g) or (h), must be retained by the licensee.

h) For carriers registered under the IFPA, credits or refunds for tax paid on tax-exempt fuels must be made directly with the participating jurisdiction.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.345 Records Requirements

a) Each licensee shall maintain records to substantiate information reported on the quarterly tax report. Records shall be preserved for a period of four years from the due date of the return or the date filed, whichever is later. Records may be kept on microfilm, microfiche, or other computerized or condensed record storage system. Such records, for IFPA licensees, shall be made available upon request of any member jurisdiction.

b) Non-compliance with any recordkeeping requirement may be cause for revocation of the license.

c) Failure to provide records demanded for the purpose of audit extends

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the statute of limitations until the records are provided. Successive failures to adequately respond to a demand for records relate back to the first demand.

d) Bulk storage fuel purchases and withdrawals and over-the-road purchases are to be accounted for separately.

e) Fuel records shall contain the following items:

- 1) the date of each receipt of fuel;
- 2) the name and address of the person from whom purchased or received;
- 3) the number of gallons received;
- 4) the type of fuel; and
- 5) the vehicle or equipment into which the fuel was placed.

f) All licensees shall, in addition, maintain detailed distance records which show operations on an individual-vehicle basis. Such records shall contain but not be limited to:

- 1) both taxable and non-taxable usage of fuel;
- 2) distance traveled for taxable and non-taxable use; and
- 3) distance recaps for each vehicle for each jurisdiction in which the vehicle operated.

4) The Individual Vehicle Mileage Record (IVMR) required by the International Registration plan is an acceptable source document for recording vehicle distance information. Another acceptable source document is a trip report which includes the information in subsection (f)(1)-(3), as well as the date of trip (starting and ending), trip origin and destination (including city and state), routes of travel and/or beginning and ending odometer readings, vehicle unit number, vehicle fleet number and licensee's name.

g) On-Board Recording Devices. On-board recording devices may (at the option of the carrier) be used in lieu of or in addition to handwritten trip reports for fuel tax reporting. On-board recording devices may be used alone or in conjunction with an electronic computer system, or in conjunction with manual systems.

- 1) All recording devices used to generate trip reports or used in conjunction with manual systems must meet the requirements shown in subsections (g)(3) and (4) below. When the on-board recording device is used in conjunction with an electronic computer system and reports are prepared on the basis of data downloaded from the recording device, the overall system must meet the requirements of subsections (g)(4), (5) and (7).

2) Use of On-Board Recording Device Only. When the device is to be used alone, printed reports must be produced which replace the handwritten trip reports. The printed trip reports shall be retained for audit. Vehicle and fleet summaries which show miles and kilometers by jurisdiction must then be prepared manually.

3) Use of On-Board Recording Device in Conjunction with Electronic Computer System. When the computer system is designed to produce printed trip reports, vehicle and fleet

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summaries which show miles and kilometers by jurisdiction must also be prepared. When the printed trip reports will not be retained for audit, the system must have the capability of producing, upon request, the reports indicated in subsection (g)(7).

4) Minimum Device Requirements. Minimum device requirements include the following:

A) The carrier must obtain a certificate from the manufacturer certifying that the design of the on-board recording device has been sufficiently tested to meet the requirements of this provision.

B) The on-board recording device and associated support systems must be, to the maximum extent practicable, tamper proof and must not permit altering of the information collected. Editing of copies of the original information collected will be allowed, but all editing must be identified and both the edited and original data must be recorded and retained.

C) The on-board recording device shall warn the driver visually and/or audibly that the device has ceased to function.

D) The device must time and date stamp all data recorded.

E) The device must not allow data to be overwritten before the data has been extracted. The device shall warn the driver visually and/or audibly that the device's memory is full and can no longer record data.

F) The device must automatically update a life-to-date odometer when the vehicle is placed in motion or the operator must enter the current vehicle odometer reading when the on-board recording device is connected to the vehicle.

G) The device must provide a method for the driver to confirm that the entered data is correct (e.g., a visual display of the entered data that can be reviewed and edited by the driver before the data is finally stored).

5) Data collection. To obtain the information needed to verify fleet distance, to prepare the "Individual Vehicle Distance Record(s)" (IVDR), and for fuel tax purposes, the device must collect the following data on each trip:

- A) date of trip (starting and ending);
- B) trip origin and destination (location code is acceptable);
- C) routes of travel;
- D) beginning and ending odometer or hubodometer reading of the trip;
- E) total trip distance;
- F) distance by jurisdiction;
- G) power unit number or vehicle identification number;
- H) vehicle fleet number;
- I) registrant's name;



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- J) driver ID or name;  
 K) intermediate trip stops;  
 L) date of purchase;  
 M) seller's name and address (vendor code acceptable);  
 N) number of gallons purchased;  
 O) fuel type (may be referenced from vehicle file);  
 P) price per gallon or total amount of sale (required only for purchases from vendors);  
 Q) unit numbers; and  
 R) purchaser's name (in the case of lessee/lessor agreement, receipts will be accepted in either name, provided a legal connection can be made to reporting party).
- 6) For purposes of bulk fuel tax, the device must collect, in addition to the items in subsection (g)(5)(A)-(R), the following data:  
 A) date of withdrawal;  
 B) number of gallons;  
 C) fuel type;  
 D) unit number; and  
 E) purchase and inventory records to substantiate that tax was paid on all bulk purchases.

7) Capability of System to Produce Reports. Generally speaking, the reports referred to in this subsection are not prepared by the on-board recording device. Instead, these reports are prepared using an electronic computer system which accepts data from the on-board recording device. The system must be able to produce the following reports:

- A) For each trip, an Individual Vehicle Distance Record (IVDR) report that includes the information required in subsection (g)(5) (Note: this report may be more than one page);  
 B) A report that indicates when the on-board recording device was last calibrated and the calibration method used;  
 C) An exception report(s) that identifies all edited data, omissions of required data (see subsection (g)(5)), system failures, noncontinuous life-to-date odometer readings, travel to noncontiguous states, and trips where the location of the beginning trip is not the location of the previous trip;  
 D) A monthly, quarterly, and annual summary of vehicle trips by vehicle number showing miles or kilometers by jurisdiction;  
 E) Monthly, quarterly, and annual trip summaries by fleet showing the number of miles or kilometers by jurisdictions.  
 Carrier Responsibilities. All carriers must observe the following requirements:  
 A) It is the carrier's responsibility to recalibrate the on-board recording device when tire size changes, the vehicle drive-train is modified, or any modifications are

made to the vehicle which affect the accuracy of the on-board recording device. The device must be maintained and recalibrated in accordance with the manufacturer's specifications. A record of recalibrations must be retained for the audit retention period.

B) It is the carrier's responsibility to assure its drivers are trained in the use of the computer system. Drivers shall be required to note any failure of the on-board recording device and to prepare manual trip reports of all subsequent trip information until the device is again operational.

C) It is the carrier's responsibility to maintain a second copy (back-up copy) of the electronic files either electronically or in paper form for the audit retention period.

D) It is the carrier's responsibility to assure the entire record-keeping system meets the requirements of the Department. It is suggested that the carrier contact the Department's audit division for verification of audit compliance prior to implementation.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.350 Revocation

a) The Department may revoke the motor fuel use tax license of a carrier registered under either the Illinois Interstate or Intra program, for violation of any provision of the Law or any rules promulgated thereunder. Causes for revocation include, but are not limited to, failure to file a quarterly tax return or to remit all taxes due, or improper use of decals.

b) The Department shall send the licensee a written notice of its decision to revoke a license. Unless the licensee timely protests the Department's determination as provided for in Section 500.355, the revocation is final.

c) A licensee whose license has been revoked may have that license reinstated if the condition which caused revocation is remedied. The carrier must pay a \$100 reinstatement fee and file a new application for a license and decals. Carriers whose license has been revoked and then reinstated will be required to post a bond in accordance with the provisions of Section 500.305.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.355 Protest Procedures

a) A licensee or applicant may protest an action or audit finding made by

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the Department by submitting a written request for a hearing within 30 days of notification of the notice of the original action or finding. If the hearing is not requested within 30 days, the Department's action becomes final.

b) In the case of an audit, if the licensee is in disagreement with the original audit finding of the Department, it may request any or every jurisdiction to audit the licensee's records. Each jurisdiction to which a request is made may elect to accept or deny the request. Each jurisdiction electing to audit the licensee's records will audit only for its own portion of the licensee's operations. The licensee shall make records available at the office of the jurisdiction or at a place designated by the jurisdiction with or pay reasonable per diem and travel expenses associated with conducting an audit at the licensee's place of business.

c) Hearings that have been timely requested will be scheduled by the Department. The Department will provide written notice of the date, time, and place of the hearing at least 20 days prior to the hearing date.

d) Hearings shall be conducted in accordance with the provisions of the Illinois Administrative Procedure Act (5 ILCS 100) and regulations promulgated thereunder found at 86 Ill. Adm. Code 200.101 through 200.175.

e) The Department shall notify the licensee of the findings of fact and ruling on the hearing. If, within 35 days from the date the licensee receives notice of such decision, proceedings for review thereof are not instituted in the manner provided by the Administrative Review Law (735 ILCS 5/Art. III), the decision shall become final.

f) For IFTA licensees only, the Department shall participate in the hearing on behalf of all member jurisdictions.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.360 Audits

a) The purpose of an audit is to verify fuel and mileage data reported on the quarterly tax return. Any licensee may be selected for audit.

b) Prior to conducting an audit, the auditor will contact the licensee to arrange a date to commence the audit. At that time, the auditor will outline the time period to be audited and the records to be reviewed. A confirmation letter will be sent to confirm date and time. For just cause (e.g., to ensure the validity of the audit), the notification requirement may be waived. At the beginning of the audit, the auditor will determine background information, reporting methods and records that will be reviewed. As the sample progresses, the auditor and licensee will discuss the sample periods, sampling techniques, and any problem areas. A final conference will be held with the licensee to explain audit

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adjustments and future reporting practices. Any audit adjustment will be reflected on an amended return covering the period of the audit. Payment of the liability, if any, will be requested. If the licensee does not agree, an audit assessment will be issued.

c) Audit guidelines. Audits will be completed using the best information available. In the absence of adequate records, a standard of four miles per gallon will be used. Tax-paid fuel entries will be disallowed if tax-paid fuel documentation is unavailable. All reasonable attempts will be made to verify reported miles.

d) If a licensee fails to make records available upon proper request or if any licensee fails to maintain records from which the licensee's true liability may be determined, the Department may, 30 days after requesting in writing that the records be made available or receiving notification of the insufficient records, determine the licensee's tax liability. The determination shall be made from information previously furnished by the licensee, if available, as well as any other pertinent information which is available to the Department.

e) In the event that an IFTA licensee's records are not located in Illinois and the Department must send auditors to the place the records are kept, the Department may require the licensee to reimburse it for reasonable per diem and travel expenses of its auditors, as authorized by law.

f) IFTA Licensees - Additional Audit Requirements. The Department will audit its IFTA licensees on behalf of all member jurisdictions and shall submit audit reports to all other member jurisdictions. In addition, the following additional requirements shall apply to IFTA licensee audits:

1) A member jurisdiction may re-examine a base jurisdiction's audit findings if the member jurisdiction reviews the audit work papers and, within 45 days of receipt of the audit findings by the member jurisdiction, notifies the Department of any errors found during such review and of its intention to conduct the re-examination. Such re-examination by a member jurisdiction must be based exclusively on the audit sample period utilized by the Department in conducting its audit.

2) A member jurisdiction may reaudit a licensee if said member jurisdiction notifies the base jurisdiction and the licensee of reasonable cause for the re-audit.

3) The re-auditor re-examination by a member jurisdiction must be performed in cooperation with the base jurisdiction. An adjustment to original audit findings as a result of such re-audit or re-examination must be reconciled with the original audit findings issued by the Department. New audit findings shall be issued by the Department. A member jurisdiction conducting a re-audit or re-examination shall pay its own expenses.



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(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## SUBPART D: TIMELY MAILING TREATED AS TIMELY FILING AND PAYING

**Section 500.400 ~~Timely Mailing Treated as Timely Filing and Paying~~---Meaning-of Due Date Which Falls on Saturday, Sunday or a Holiday General Information**

- a) Any report, claim, tax return, statement or other document required or authorized to be filed with or any payment made to the Department of Revenue, which document or payment is transmitted through the United States mail, will be deemed to have been filed with and received by the Department on the date shown by the post office cancellation mark stamped upon the envelope or other appropriate wrapper containing it. If mailed but not received by the Department, or if received, but the cancellation mark is illegible, erroneous or omitted, the document or payment will be deemed to have been filed on the date it was mailed or the sender establishes by competent evidence that the document or payment was deposited, properly addressed, in the United States mail on or before the date ~~due for filing~~ on which it was required or authorized to be filed or was due. In the event of the Department's failure to receive a document or payment required or authorized by law to be filed, such document or payment will be deemed to have been received by the Department on time if the sender files with the Department a duplicate within 30 days after written notification is given to the sender by the Department of its failure to receive such document or payment, provided proof is furnished that the original of the document was deposited in the United States mail on or before the date due for filing.
- b) If any report, claim, tax return, statement, remittance or other document is sent by United States registered mail, certified mail or certificate of mailing, a record authenticated by the United States Post Office of such registration, certification or certificate shall be considered competent evidence that the report, claim, tax return, statement, remittance or other document was mailed, and the date of registration, certification or certificate shall be deemed to be the postmarked date.
- c) ~~If the due date for any return or other report or payment falls on Saturday, Sunday or a Holiday, such due date shall be considered to be the next business day either for the purpose of submitting such return or other report or payment by mail or for the purpose of submitting such return or other report or payment in person.~~ Reports, claims, tax returns, statements, remittances or other documents delivered by means other than the United States mail are considered to be filed on the date they are received by the Department.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF REVENUE

## NOTICE OF PROPOSED AMENDMENTS

**Section 500.405 Due Date That Falls on Saturday, Sunday or a Holiday**

- a) If the due date for any return, report, payment, statement or other document required or authorized to be filed with the Department falls on Saturday, Sunday or a holiday as defined or fixed in any statute now or hereafter in force in this State, such due date shall be considered to be the next business day either for the purpose of submitting such return or other report or payment by United States mail or for the purpose of submitting such return or other report by any means other than the United States mail.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**SUBPART E: GENERAL REQUIREMENTS APPLICABLE TO ALL LICENSES AND PERMITS ISSUED UNDER THE MOTOR FUEL TAX LAW**

**Section 500.500 Licenses and Permits Are Not Transferable**

For purposes of this Section, the terms "licensee" and "license" include "permittee" and "permit." If the any licensee, other than any licensee under the Motor Fuel Use Tax program, discontinues business, the license must be returned to the Department for cancellation. Licensees ~~are expected to~~ must apply for and secure a new license and to furnish a new bond under the following circumstances:

- a) When there has been a change in the name of the company, even though the ownership remains the same;
- b) when the business of an individual or a partnership is taken over and continued by a corporation;
- c) when the licensee is a corporation and surrenders its charter, and the business is continued by an individual, a partnership or any other legal person;
- d) when a licensee dies, and the business is continued by another person;
- e) when a licensee becomes incompetent or bankrupt or otherwise subject to the jurisdiction of a court, and the business is continued by a conservator, trustee in bankruptcy or other person appointed by the court;
- f) when an individually owned business is taken over and continued by a partnership;
- g) when a business owned by a partnership is taken over and continued by an individual;
- h) when a business which is owned by an individual or a partnership or a corporation is taken over and continued by a different individual, partnership or corporation;
- i) when any other situation arises in which a business that is owned by one type of legal person is taken over and continued by a different legal person.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF REVENUE

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## Section 500.501 Blenders' Permits Are Not Transferable (Repealed)

if--the--permittee--discontinues--business--the permit must be returned to the Department for cancellation--permittees are expected to apply for and secure a new permit under the following circumstances--

- a) When there has been a change in the name of the company--even though the ownership remains the same?
- b) When the business of an individual or a partnership is taken over and continued by a corporation?
- c) When the permittee is a corporation and surrenders its charter and the business is continued by an individual, a partnership or any other legal person?
- d) When the permittee dies--and the business is continued by another person?
- e) When a permittee becomes incompetent or bankrupt or otherwise subject to the jurisdiction of a court, and the business is continued by a conservator, trustee in bankruptcy or other person appointed by the court?
- f) When an individually owned business is taken over and continued by a partnership?
- g) When a business owned by a partnership is taken over and continued by an individual?
- h) When a business which is owned by an individual or a partnership or a corporation is taken over and continued by a different individual, partnership or corporation?
- i) When any other situation arises in which a business that is owned by one type of legal person is taken over and continued by a different legal person?

(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 500.505 Changes of Corporate Officers

All changes of corporate officers should be promptly reported to the Department.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## SUBPART F: INCORPORATION BY REFERENCE OF RETAILERS' OCCUPATION TAX

## Section 500.600 Incorporation of the Retailers' Occupation Tax Regulations by Reference

The following Sections of the Retailers' Occupation Tax Regulations are incorporated by reference and made a part hereof insofar as such Sections they

can be applied without conflict to comparable the provisions of the Motor Fuel Tax Law situations; or any regulations promulgated thereunder; 86 Ill. Adm. Code 130.815 (except as applied to motor fuel use tax licenses), 130.901 (except as applied to motor fuel use tax licenses) except--subsection--(f), 130.1601, and 130.1701. The references to "taxpayer" in 86 Ill. Adm. Code 130.1601 and 130.1701 shall apply to "distributor" and "supplier". "Licensees".

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## DEPARTMENT OF REVENUE

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## Section 500. ILLUSTRATION A IDR-648 Purchases of Special Fuel/Motor Fuel Tax

[logo] Illinois Department of Revenue

## IDR-648 Purchases of Special Fuel/Motor Fuel Tax

## Read this information first

You must use this form to document all tax-free sales of special fuel, and you must keep it on file in your office. You must complete Steps 1 and 2 and your customer must complete Steps 3, 4, and 5. If you do not have proper documentation of your tax-free sales of special fuel, we may impose tax, penalty, and interest on undocumented sales.

Note: "Special fuel" includes kerosene, heating oil, and diesel fuel. It does not include gasoline.

## Step 1: Identify your company

- 1 What is the name of your company? \_\_\_\_\_
- 2 What is your motor fuel license number? \_\_\_\_\_

## Step 2: Identify your customer

- 3 Name of purchaser \_\_\_\_\_
- 4 Company name \_\_\_\_\_
- 5 Address \_\_\_\_\_

Name and street

City

State

Zip

## Step 3: Your customer must complete the following information

- 6 My purchases of special fuel from the company identified above are exempt for the following reason (only the following reasons are acceptable with no modifications or exceptions):

I have no licensed diesel highway equipment, but I do have rubber-tired construction equipment used on highways moving from job site to job site. Illinois Motor Fuel Tax must be charged on \_\_\_\_\_ percent of my purchases of special fuel.

I am an Illinois supplier. My Illinois supplier's license number is \_\_\_\_\_

## DEPARTMENT OF REVENUE

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## S \* \*

I am an Illinois motor fuel distributor. My Illinois motor fuel distributor's license number is D \_\_\_\_\_. \*  
I am a licensed bulk user, BU \_\_\_\_\_. In addition to my bulk user license, I have permission to make part of my purchases tax-free. My special fuel tax-free permit is for the following amounts:  
Non-highway storage \_\_\_\_\_ gallons. Direct delivery into non-highway equipment \_\_\_\_\_ gallons. (I have attached a copy of my permit and license to this form.)

All fuel is used for non-highway purposes, and I do not own, lease, or control any tax-free bulk storage facilities. This fuel will specifically be used for:

Check all that apply.\*  
\_\_\_\_\_ Industrial \_\_\_\_\_ Railroad \_\_\_\_\_ Agriculture \_\_\_\_\_ Construction  
\_\_\_\_\_ Heating \_\_\_\_\_ Lawn \_\_\_\_\_ Miscellaneous (please identify) \_\_\_\_\_ Marine (commercial) \_\_\_\_\_ Home

All fuel is used for non-highway purposes and I do not own, operate, or control any diesel-powered licensed highway equipment. This fuel will specifically be used for:

Check all that apply.\*  
\_\_\_\_\_ Industrial \_\_\_\_\_ Railroad \_\_\_\_\_ Agriculture \_\_\_\_\_ Construction  
\_\_\_\_\_ Heating \_\_\_\_\_ Lawn \_\_\_\_\_ Miscellaneous (please identify) \_\_\_\_\_ Marine (commercial) \_\_\_\_\_ Home

\*Requires specific notation on invoice for each sale.

## Step 4: Use or resale of 1-K kerosene

- 7 I own, operate, or control a storage tank or tanks that have withdrawal facilities which are readily accessible to, and are capable of, dispensing 1-K kerosene into the fuel supply tank of motor vehicles.

I affirm that all 1-K kerosene that is dispensed from the storage tank or tanks will not be sold or used in highway vehicles. I understand that if I use or sell 1-K kerosene for use in motor vehicles, I will be liable for any taxes due on such sales or use.

## Step 5: Customer's signature

This statement executed this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, shall remain in effect for three years or until revoked in writing. In the event my tax status changes, I agree to notify you by letter stating the reason for the change. Under penalties of perjury, I state that I have examined this form and to the best of my knowledge, it is true, correct, and complete.

## DEPARTMENT OF REVENUE

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Signature of owner or officer \_\_\_\_\_ Title \_\_\_\_\_

If you have questions, call 217 782-2291.

IDR-648(R-8/92)  
IL-492-1111

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## SECRETARY OF STATE

## NOTICE OF PROPOSED RULES

1) Heading of the Part: Uniform Partnership Act2) Code Citation: 14 Ill. Adm. Code 165

3) <u>Section Numbers:</u>	<u>Proposed Action:</u>
165.10	New Section
165.20	New Section
165.30	New Section
165.40	New Section
165.50	New Section
165.60	New Section
165.70	New Section
165.80	New Section
165.90	New Section

4) Statutory Authority: Implementing and authorized by the Uniform Partnership Act (805 ILCS 205).5) A Complete Description of the Subjects and Issues Involved:  
These rules provide administrative guidelines for the creation, registration and filings of registered limited liability partnerships, a new business entity authorized by P.A. 88-0573.6) Will these proposed rules replace any emergency rule currently in effect?  
No7) Do these rulemakings contain an automatic repeal date? No8) Do these proposed rules contain incorporation by reference? No9) Are there any other proposed rule pending on this part? No10) Statement of Statewide Policy Objectives:

This rulemaking does not affect units of local government.

11) Time, Place and Manner in which interested persons may comment on these proposed rulemakings:

Max Rockhold  
Department of Business Services  
Secretary of State's Office  
3 1/2 Howlett Building  
Springfield, Illinois 62756

12) Initial Regulatory Flexibility Analysis:

After careful consideration, the Secretary of State does not feel this proposed rulemaking will affect any types of small businesses and the proposed rule has not been submitted to the Small Business Office of the



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## NOTICE OF PROPOSED RULES

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Department of Commerce and Community Affairs.

TITLE 14: COMMERCE  
SUBTITLE A: REGULATION OF BUSINESS  
CHAPTER I: SECRETARY OF STATE

The full text of the Proposed Rules begins on the next page:

## PART 165

## UNIFORM PARTNERSHIP ACT

Section	
165.10	Definitions
165.20	Applicability
165.30	Filing Locations
165.40	Business Hours
165.50	Fees
165.60	Forms Requirements
165.70	Service of Process
165.80	Right to Counsel
165.90	Interrogatories

AUTHORITY: Implementing and authorized by the Uniform Partnership Act (805 ILCS 205).

SOURCE: Adopted at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## Section 165.10 Definitions

In addition to the definitions contained in Section 2 of the Uniform Partnership Act [805 ILCS 205/2] the following definitions shall apply:

"Department" shall mean the Department of Business Services of the Office of the Secretary of State.

"Director" shall mean the Director of the Department of Business Services.

"UPA" shall mean the Uniform Partnership Act [805 ILCS 205].

"RLLP" shall mean Registered Limited Liability Partnership.

"UPA Division" shall mean that unit of the Department which administers the provisions of the UPA.

"Secretary" shall mean the Secretary of State of Illinois.

"Interrogatories" shall mean a written request for information to ascertain whether the limited liability partnership has complied with the provisions of the UPA.

## Section 165.20 Applicability

## SECRETARY OF STATE

## NOTICE OF PROPOSED RULES

The provisions of this Part shall be applicable to all registered limited liability partnerships which are, will or may become subject to the provisions of the UPA.

**Section 165.30 Filing Locations**

- a) All documents required to be filed with the Secretary of State pursuant to the UPA shall be filed with the Department.
- b) Documents submitted for filing in Springfield, the Department's headquarters, shall be filed at the following address.

Department of Business Services  
Uniform Partnership Division  
Room 357, Howlett Building  
Springfield, Illinois 62756

- c) Documents submitted by mail for filing should be sent to the Department's Springfield office.

**Section 165.40 Business Hours**

The Department of Business Services' business hours in Springfield are 8:00 a.m. to 4:30 p.m., Monday through Friday, except holidays.

**Section 165.50 Fees**

All documents required by this Act to be filed in the Office of the Secretary of State must include the fees set forth in the UPA. All fees for filing of any document, or copies of any document, shall be paid only by money order, certified check, cashier's check, or a check drawn on the account of an Illinois licensed attorney or certified public accountant, made payable to the "Secretary of State" or by approved credit card. No refund of any fees shall be paid by the Department.

**Section 165.60 Forms Requirements**

- a) All documents required by this Act to be filed in the Office of the Secretary of State shall be made on forms prescribed and furnished by the Secretary of State.
- b) All documents required by this Act to be filed in the Office of the Secretary of State shall contain the federal employer identification number of the registered limited liability partnership with respect to which the document is filed.
- c) All attachments submitted by a registered limited liability partnership shall be typewritten or printed on 8 1/2 x 11 white paper.

**Section 165.70 Service of Process**

- a) For the purposes of Section 8.1 of the UPA, the procedures set forth

## SECRETARY OF STATE

## NOTICE OF PROPOSED RULES

in this Section shall apply.

- b) Any process, notice or demand to be served under this Part shall be made upon the Secretary, the Director, or any employee of the Department designated by the Director to accept such service for him or her, in the following manner:
  - 1) Service shall comply with the provisions of Part 2 of the Civil Practice Law [735 ILCS 5/Part 2], the Federal Rules of Civil Procedure (2B USCA), or any administrative rule of service, as may be appropriate.
  - 2) An affidavit of compliance in the form prescribed and furnished by the Secretary of State must be appended to the process, notice or demand to be served, contain the information described in this subsection (b) herein, be signed by the person instituting the action, suit or proceeding or by an attorney of record, and the signature of the affiant, without more, shall constitute the affirmation or acknowledgement, under penalties of perjury, that the affidavit is the act or deed of the affiant and that the facts stated therein are true.
- c) Each process, notice or demand shall be submitted with a separate payment fee.
- d) The Department of Business Services shall maintain original file copies which shall be in paper form or an acceptable archival medium, and originals may be discarded upon verification of archival medium (microfilm or electronic imaging) and upon approval by the State Records Commission (5 ILCS 160/16).

**Section 165.80 Right to Counsel**

- a) Hearing procedures will be governed by Subpart A of 14 Ill. Adm. Code 150.
- b) Any party may appear and be heard through an attorney at law licensed to practice in the State of Illinois.
  - 1) Attorneys admitted to practice in states other than the State of Illinois may appear and be heard by special leave of the hearing officer appointed to conduct the hearing, upon the attorney's verbal representation or written documentation as to the attorney's admission to the practice of law.
  - 2) A natural person may appear and be heard on his or her own behalf.
  - 3) A corporation, association, or partnership may appear and present evidence by any bonafide officer, employee or representative.
- c) Only an attorney properly licensed shall represent anyone else in any hearing in any matter involving the exercise of legal skill or knowledge. The standards of conduct shall be the same as before the Courts of the State of Illinois.
- d) A hearing officer may be disqualified from presiding over a hearing wherein the hearing officer has an ethical conflict of interest or has an economic interest in the outcome of the proceeding.



## SECRETARY OF STATE

## NOTICE OF PROPOSED RULES

## Section 165.90 Interrogatories

The Secretary of State may propound to any registered limited liability partnership subject to the provisions of this Act, and to any partner, such interrogatories as may be reasonably necessary and proper to enable the Secretary of State to ascertain whether the registered limited liability partnership has complied with all the applicable provisions of this Act. The interrogatories shall be answered within 30 days after the mailing thereof, or within such additional time as shall be fixed by the Secretary of State, and the answers thereto shall be full and complete and shall be made in writing and under oath. If the interrogatories are directed to a person, they shall be answered by him or her, and if directed to a registered limited liability partnership, they shall be answered by the managing partner/s or management committee thereof. The Secretary of State need not file any document to which the interrogatories relate until the interrogatories are answered as herein provided and not then if the answers thereto disclose that the document is not in conformity with the provisions of this Act. The Secretary of State shall certify to the Attorney General, for such action as the Attorney General may deem appropriate, all interrogatories and answers thereto that disclose a violation of any of the provisions of this Act.

Interrogatories propounded by the Secretary of State and the answers thereto shall not be open to public inspection, nor shall the Secretary of State disclose any facts or information obtained therefrom, except insofar as official duty may require them to be made public or in the event the interrogatories or the answers thereto are required for evidence in any criminal proceeding or in any other action by the state.

## DEPARTMENT OF AGRICULTURE

## NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Weights and Measures Act

2) Code Citation: 8 Ill. Adm. Code 600

3) Section Numbers: Adopted Action:

600.1 Amended

600.300 Amended

600.320 New Section

600.820 Amended

4) Statutory Authority: Section 8 of the Weights and Measures Act (Ill. Rev. Stat. 1991, ch. 147, par. 108) [225 ILCS 470/8].

5) Effective Date of amendments: September 13, 1994

6) Does this rulemaking contain an automatic repeal date? No

7) Does this proposed amendment contain incorporations by reference? Yes

8) Date Filed in Agency's Principal Office: September 12, 1994

9) Notice of Proposal Published in Illinois Register: June 10, 1994, 18 Ill. Reg. 8519

10) Has JCAR issued a Statement of Objections to these rules? No

11) Differences between proposal and final version: Nonsubstantive editorial changes were made. In Section 600.1(j), "Unit" was added before "Price Advertising". Section 600.1(b) as printed in the proposed amendments was deleted since that language has been deleted from Handbook 130.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? N/A

13) Will this amendment replace an emergency amendment in effect? Yes.

14) Are there any amendments pending on this Part? No.

15) Summary and Purpose of amendments: The Department of Agriculture has been challenged in court regarding the application of the National Institute of Standards and Technology (NIST) Handbook 44 requirements to certify scales used for the enforcement of highway weight laws. By establishing specific testing procedures for scales used for the enforcement of highway weight laws, this regulation will insure the safety of highways to the motoring public and minimizes the damage to highways and bridges from vehicles which are illegally overweight.

16) Information and questions regarding this adopted amendment shall be directed to the attention of:

## DEPARTMENT OF AGRICULTURE

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Name: Debbie Wakefield  
 Address: Illinois Department of Agriculture  
 State Fairgrounds, Springfield,  
 Illinois 62794-9281  
 Telephone: 217/782-2172

The full text of Adopted Amendments begins on the next page:

## DEPARTMENT OF AGRICULTURE

## NOTICE OF ADOPTED AMENDMENTS

TITLE 8: AGRICULTURE AND ANIMALS  
 CHAPTER I: DEPARTMENT OF AGRICULTURE  
 SUBCHAPTER P: WEIGHTS AND MEASURES

## PART 600

## WEIGHTS AND MEASURES ACT

## SUBPART A: PACKAGING AND LABELING

Section	National Bureau of Standards Handbook 130
600.1	Definitions (Repealed)
600.10	Application (Repealed)
600.20	Identity (Repealed)
600.30	Declaration of Identity: Nonconsumer Package (Repealed)
600.40	Declaration of Responsibility: Consumer and Nonconsumer Packages (Repealed)
600.50	Declaration of Quantity: Consumer Packages (Repealed)
600.60	Declaration of Quantity: Nonconsumer Packages (Repealed)
600.70	Prominence and Placement: Consumer Packages (Repealed)
600.80	Prominence and Placement: Nonconsumer Package (Repealed)
600.90	Requirements: Specific Consumer Commodities, Packages, Containers (Repealed)
600.100	Exemptions (Repealed)
600.110	Variations to be Allowed (Repealed)
600.120	Standards of Fill (Repealed)
600.130	Wholesale and Retail Exemption
600.140	Revocation of Conflicting Regulations (Repealed)
600.150	Tables: Weights and Measures Standards for Illinois
600.160	

## SUBPART B: ROOFING AND ROOFING MATERIALS

Section	Roofing and Roofing Materials Shall Be Sold Either by the "Square" or by the "Square Yard." (Repealed)
600.250	

SUBPART C: ~~510#B~~ WEIGHING AND MEASURING DEVICES:  
METERS -- SCALES -- FEES

Section	Vehicle Scales Regulation
600.300	Fees
600.310	Scales Used for the Enforcement of Highway Weight Laws
600.320	

## SUBPART D: MOISTURE METER TESTING

Section	General (Repealed)
600.350	Testing and Inspection (Repealed)
600.360	



## DEPARTMENT OF AGRICULTURE

## NOTICE OF ADOPTED AMENDMENTS

600.370 Rejected Moisture Testing Devices (Repealed)  
 600.380 Use of Moisture Measuring Devices (Repealed)

SUBPART E: REGISTRATION OF SERVICE AGENCIES, SERVICEMEN,  
 AND SPECIAL SEALERS FOR COMMERCIAL  
 WEIGHING AND MEASURING DEVICES

Section  
 600.450 Policy (Repealed)  
 600.460 Definitions (Repealed)  
 600.470 Certificate of Registration (Repealed)  
 600.480 Types of Certificates (Repealed)  
 600.490 Examinations (Repealed)  
 600.500 Exemptions (Repealed)  
 600.510 Registration Fee (Repealed)  
 600.520 Reports (Repealed)  
 600.530 Bonds (Repealed)  
 600.540 Standards and Testing Equipment (Repealed)  
 600.550 Revocation of Certificate of Registration (Repealed)  
 600.560 Publication of Lists (Repealed)

## SUBPART F: LIQUID PETROLEUM MEASURING DEVICES

Section  
 600.650 Use of Gasoline Pumps Which Are Not Capable of Computing the Prices  
 Which Exceed 99.9¢ Per Gallon  
 600.660 Retail Liquid Petroleum Pumps Accurately Marked: Liters or Gallons  
 600.670 System Used to Sell Petroleum Product  
 600.680 Unit Price Per Gallon Displayed (Repealed)  
 600.690 Price of Gasoline  
 600.700 Unit Price Indicator: Set at One-Half Total Selling Price  
 600.710 Decals or Stickers Affixed to the Pump Face  
 600.720 Information Sign Indicating Half Gallon Pricing of Gasoline  
 600.730 Conversion Kits or Replacement Pumps: Deadline (Repealed)  
 600.740 Three-Wheel Computers Prohibited  
 600.750 One-Half Gallon Pricing Applicable to All Metering Pumps at Facility  
 600.760 Stop Use Order; Hearing

SUBPART G: ADVERTISEMENT OF THE PRICE OF LIQUID  
 PETROLEUM PRODUCTS

Section  
 600.800 Price Per Gallon or Liter in Advertisement  
 600.810 Height and Width of Numbers  
 600.820 Advertised Price Complete  
 600.830 Advertising Other Commodities; Misleading Advertising Prohibited  
 600.840 Product Identity and Type of Service  
 600.850 Advertisement of Price Not Required Except on Pump  
 600.860 Stop Use Order; Hearing

## DEPARTMENT OF AGRICULTURE

## NOTICE OF ADOPTED AMENDMENTS

TABLE A Minimum Height of Numbers and Letters (Repealed)  
 TABLE B Standard Weight Per Bushel for Agricultural Commodities  
 TABLE C Illinois Standard Weights and Measures  
 TABLE D Equivalents: Cubic Inches in U.S. Standard Capacity Measures  
 TABLE E Weights of Coal Per Cubic Foot  
 TABLE F Equivalents to be used by Seller in Transposing Weights  
 TABLE G Measurement of Surfaces and Volumes

AUTHORITY: Implementing and authorized by Section 8 of the Weights and Measures Act (Ill. Rev. Stat. 1991, ch. 147, par. 108) [225 ILCS 470/8].

SOURCE: Rules and Regulations Relating to the Weights and Measures Act, filed December 17, 1969, effective January 1, 1970; amended November 5, 1971, effective November 15, 1971; amended August 26, 1975, effective September 4, 1975; amended March 22, 1976, effective April 1, 1976; amended at 3 Ill. Reg. 45, p. 72, effective October 29, 1979; amended at 3 Ill. Reg. 45, p. 81, effective January 1, 1980; codified at 5 Ill. Reg. 10562, effective October 1, 1981; amended at 12 Ill. Reg. 8306, effective May 3, 1988; amended at 12 Ill. Reg. 1524, effective September 20, 1988; emergency amendment at 18 Ill. Reg. 4426, effective March 7, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## SUBPART A: PACKAGING AND LABELING

## Section 600.1 National Bureau of Standards Handbook 130

The Uniform Packaging and Labeling Regulation and the Uniform Regulation for the Method of Sale of Commodities in the National Bureau of Standards Handbook 130, and any subsequent supplements or revisions thereto, shall be the requirements and standards governing the packaging, labeling and method of sale of commodities for this State, except insofar as specifically modified, amended, or rejected by regulation issued by the Director (quoted from Section 8 of the Weights and Measures Act (Ill. Rev. Stat. 1991, ch. 147, par. 108) [225 ILCS 470/8]). National Bureau of Standards Handbook 130 is available from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. ~~at~~ The following sections of the Method of Sale of Commodities requirements shall not be adopted:

- a)1) Section 1.2 (Bread),
  - 2) Section 2-19 2.20 (Gasoline-Alcohol Oxygenate Blends), and
  - 3) Section 1.9.2 (Unit Price Advertising).
- b) Section 1-112(c)---(Ready-to-eat-food)---of---the---Method---of---Sale---of---Commodities---requirements---shall---be---modified---to---read:---"Ready-to-eat chicken-parts-cooked-on-the-premises;"

(Source: Amended 18 Ill. Reg. 14695, effective 1994)

SUBPART C: ~~BIOMASS~~ WEIGHING AND MEASURING DEVICES:  
 METERS --- SCALES --- FEES

## DEPARTMENT OF AGRICULTURE

## NOTICE OF ADOPTED AMENDMENTS

## Section 600.300 Vehicle Scales Regulation

a) ~~All~~ Except for scales used for the enforcement of highway weight laws, all vehicle scales shall comply with the requirement of the National Bureau of Standards Handbook 44, which is adopted in Section 8 of the Weights and Measures Act (Ill. Rev. Stat. 1987 1991, ch. 147, par. 108) [225 ILCS 470/8] and shall, in addition, meet either 1, 2 or 3 of the following requirements:

1) Pit Vehicle Scales - All pit vehicle scales shall be installed to comply with the following requirements:

A) The pit shall have a minimum depth of 32 inches to be measured from the bottom of the eyebeam to the floor of the pit.

B) Floor of the pit is to be constructed of concrete with drainage.

2) Low Profile Pitless Vehicle Scales - All low profile pitless vehicle scales shall be installed to comply with the following requirements:

A) A concrete pad shall be poured underneath the entire length and width of the scale at or above ground level.

B) The scale shall be installed to insure that surface water will drain away from the scale area.

C) Clearance of at least four inches shall be provided from the bottom of the eyebeam to the top of the concrete pad of the underneath side of the scale.

D) Clearance of at least three feet shall be provided around the sides of the scale to insure for proper cleaning and servicing.

3) Portable Pitless Vehicle Scales

A) Temporary Use of Scale - the scale may be used at the same facility for a period of not more than twelve months from the date of the initial state certification.

B) Limited Use of Scale - the scale shall be used only for the weighing of soil, gravel, sand, cement and other building materials.

C) State Test Required - a state scale test (Sections 10 and 30 of the Weights and Measures Act) is required prior to the use of the scale. This procedure is to be repeated each time the scale is moved.

b) Livestock Scales. Livestock scales shall comply with the requirements of National Bureau of Standards Handbook 44 and regulations established by the U.S. Department of Agriculture, Packers and Stockyards Division.

c) National Bureau of Standards Handbook 44 is available from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

(Source: Amended at 18 Ill. Reg. 14692, effective 8/1/1994)

## DEPARTMENT OF AGRICULTURE

## NOTICE OF ADOPTED AMENDMENTS

## Section 600.320 Scales Used for the Enforcement of Highway Weight Laws

The following procedures will be used to determine the certification of scales used for the enforcement of highway weight laws. These procedures will determine if a scale(s) is to be certified or condemned. These rules supersede those published in the National Institute of Standards and Technology's Handbook 44.

a) An increasing load test consisting of at least 20,000 pounds of known test weight shall be conducted on all scales. A minimum of two known test weight loads shall be applied, normally at the capacity of test weight load and another at one half capacity of the test weight load to each scale.

b) One decreasing load test shall be conducted at 12,000 pounds of known test weight to 9,000 pounds of known test weight. If multiple scales are used in combination, a decreasing load test shall be performed on at least one scale.

c) A minimum strain load test shall be conducted as follows:

1) wheel load and portable axle load scales - 20,000 pounds

2) permanently installed axle load scales - 20,000 pounds

3) all other scales - 40,000 pounds

d) At least one repeatability test shall be conducted at 12,000 pounds. Any errors found shall agree within the absolute value of the maintenance tolerance for that load, and shall be within applicable tolerance.

e) The tolerances to each of the above tests shall be those listed in the scale code of the latest edition of the National Institute of Standards and Technology's Handbook 44.

f) All new scales and associated equipment must have a certificate of conformance issued by the National Type Evaluation Program.

g) Electronic indicating elements equipped with recording elements shall be equipped with effective means to permit the recording of weight values only when the indication is stable within plus or minus three scale divisions.

h) The maximum scale division shall be 100 pounds.

i) For axle, portable axle, and wheel load weigher scales, a vehicle must be in a reasonably level condition at the time the weight is being determined. Reasonably level means the vehicle must remain stationary during weighing without the use of any external braking force.

j) For all other scales used to determine the weight of axles when part of the truck is not resting on a scale, the vehicle must be in a reasonably level condition at the time the weight is being determined. All scales used for the enforcement of highway weight laws shall be certified at least once every twelve months.

k) Any registered serviceperson of the Illinois Department of Agriculture has the authority to place into service scales used for the enforcement of highway weight laws if the serviceperson conforms to the procedures listed above.

(Source: Added at 18 Ill. Reg. 14692, effective

## DEPARTMENT OF AGRICULTURE

## NOTICE OF ADOPTED AMENDMENTS

SEP 13 1994

## SUBPART G: ADVERTISEMENT OF THE PRICE OF LIQUID PETROLEUM PRODUCTS

## Section 600.820 Advertised Price Complete

If the retailer elects to advertise the price per gallon or liter of a liquid petroleum product, the price must be complete without any missing numerals in the price. In accordance with the provisions of the Gasoline Price Advertising Act, ~~Illinois--Revised--Statutes~~ (Ill. Rev. Stat. 1991, ~~Chapter~~ ch. 121 1/2, ~~paragraphs~~ pars. 861 et seq. and--862) [720 ILCS 305], all taxes and the identity of the product must be included with the price in any such advertisement. In addition, the unit measure shall also be a part of such advertisement.

(Source: Amended at 18 Ill. Reg. 14692, effective SEP 13 1994)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Falconry and the Captive Propagation of Raptors2) Code Citation: 17 Ill. Adm. Code 15903) Section Numbers: Adopted Action:

1590.80  
1590.90  
1590.120

Amendments  
Amendments  
Amendments

4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 2.1, 2.2, 2.4, 2.6, 2.7, 2.13, 2.18, 2.20, 2.27, 2.28, 2.29, 2.30, 3.5 and 3.36 of the Wildlife Code (Ill. Rev. Stat. 1991, ch. 61, pars. 1.3, 1.4, 2.1, 2.2, 2.4, 2.6, 2.7, 2.13, 2.18, 2.20, 2.27, 2.28, 2.29, 2.30, 3.5 and 3.36) [520 ILCS 5/1.3, 1.4, 2.1, 2.2, 2.4, 2.6, 2.7, 2.13, 2.18, 2.20, 2.27, 2.28, 2.29, 2.30, 3.5 and 3.36] and Section 5 of the Illinois Endangered Species Protection Act (Ill. Rev. Stat. 1991, ch. 8, par. 335) [520 ILCS 10/5].5) Effective Date of Amendments: September 19, 19946) Does this rulemaking contain an automatic repeal date? No7) Do these amendments contain incorporations by reference? No8) Date filed in Agency's Principal Office: September 16, 19949) Notice of proposal published in Illinois Register: June 24, 1994, 18 Ill. Reg. 903910) Has JCAR issued a statement of objections to these rules? No11) Differences between proposal and final version:

In the Authority Note, "Section 335" of the Illinois Endangered Species Protection Act was changed to "Section 5".

In Section 1590.80(c), the period at the end of the subsection was placed inside the closing parenthesis.

In Section 1590.80(g), "[520 ILCS 5/2.4]" was added at the end of the subsection.

In Section 1590.90(a)(1), "within 5 days of capture" was changed to "within 5 days after capture."

The Source Note at the end of Section 1590.90 was corrected to leave blanks to be filled in at adoption.



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

In Section 1590.120(d), ", effective April 1973" was deleted.

Section 1590.120(f), was changed to read: Nothing in this Part shall prohibit ~~the use~~ public presentations of raptors held on a falconry permit ~~for educational purposes~~.

Section 1590.120(h) was removed.

- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will these amendments replace an emergency rule (amendment, repealer) currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and purpose of amendments: This Part is being amended to allow General class Falconers to use captive-bred endangered species and to allow Falconers to use non-threatened or endangered raptors for exhibition and entertainment.

- 16) Information and questions regarding these Adopted Amendments shall be directed to:

Jack Price  
Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787

The Full Text of the Adopted Amendments begins on the next page:

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF CONSERVATION  
SUBCHAPTER d: FORESTRY

PART 1590  
FALCONRY AND  
THE CAPTIVE PROPAGATION OF RAPTORS

- Section  
1590.10 Establishment of Rules and Regulations  
1590.20 Definitions for the Purpose of these Regulations  
1590.30 Provisions of Rules and Regulations (Repealed)  
1590.40 Violation of Rules (Repealed)  
1590.50 Permit and License Requirements  
1590.60 Examination and Application Procedures  
1590.70 Inspection of Facilities and Equipment  
1590.80 Falconry Permits - Class and Types  
1590.90 Capturing of Raptors - Regulations  
1590.100 Transfer, Temporary Care and Reporting Requirements  
1590.110 Hunting Seasons for Falconers  
1590.120 Special Provisions  
1590.130 Violation of Rules

## APPENDIX A Migratory Bird Acquisition and Disposition Report

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 2.1, 2.2, 2.4, 2.6, 2.7, 2.13, 2.18, 2.20, 2.27, 2.28, 2.29, 2.30, 3.5 and 3.36 of the Wildlife Code (Ill. Rev. Stat. 1991, ch. 61, pars. 1.3, 1.4, 2.1, 2.2, 2.4, 2.6, 2.7, 2.13, 2.18, 2.20, 2.27, 2.28, 2.29, 2.30, 3.5 and 3.36) [520 ILCS 5/1.3, 1.4, 2.1, 2.2, 2.4, 2.6, 2.7, 2.13, 2.18, 2.20, 2.27, 2.28, 2.29, 2.30, 3.5 and 3.36] and Section 5 of the Illinois Endangered Species Protection Act (Ill. Rev. Stat. 1991, ch. 8, par. 335) [520 ILCS 10/5].

SOURCE: Amendment filed November 17, 1977, effective January 1, 1978; emergency amendment at 5 Ill. Reg. 9161, effective September 1, 1981, for a maximum of 150 days; amended at 6 Ill. Reg. 6207, effective May 14, 1982; amended at 10 Ill. Reg. 16627, effective September 24, 1986; amended at 11 Ill. Reg. 11350, effective June 9, 1987; amended at 12 Ill. Reg. 12807, effective July 26, 1988; amended at 13 Ill. Reg. 10567, effective June 16, 1989; amended at 14 Ill. Reg. 6088, effective April 17, 1990; amended at 15 Ill. Reg. 32, effective December 24, 1990; amended at 15 Ill. Reg. 16681, effective October 31, 1991; amended at 16 Ill. Reg. 11052, effective June 30, 1992; amended at 18 Ill. Reg. **14700**, effective **SEP 19 1994**.

## Section 1590.80 Falconry Permits - Class and Types

- a) Apprentice Class. Permittees shall be at least 14 years of age, and must serve an apprenticeship under a general or master class permittee for the first two years in which an apprentice permit is held. Permittees may possess no more than one raptor, and may obtain no more

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

than one replacement raptor during any 12-month period. Permittees may possess only an American kestrel, red-tailed hawk, or red-shouldered hawk taken from the wild in accordance with federal regulations (50 CFR 21.29, effective September 14, 1989) and this Part. Sponsors may not have more than three apprentices at any one time.

b) General Class. Permittees must be at least 18 years of age and have at least two years of licensed falconry experience at the apprentice class level. Permittees shall possess no more than two raptors, and may not obtain more than two replacement raptors during any 12-month period. Permittees shall not take, transport, or possess any golden eagle or . Permittees shall not take any species or subspecies listed as endangered or threatened by the U.S. Fish and Wildlife Service (50 CFR 17, effective July 15, 1991) (no incorporation in this Part includes later amendments or editions) ~~and the Illinois-Endangered Species-Protection-Board-(47 Ill-Adm-Code-10107, but may possess captive-bred raptors of such species as part of the two-bird limit.~~

c) Master Class. Permittees must have at least five years of licensed falconry experience at the general class level. Permittees shall possess no more than three raptors, and may not obtain more than two replacement raptors during any 12-month period. Permittees shall not take any species or subspecies listed as endangered by the U.S. Fish and Wildlife Service ~~and the Illinois-Endangered-Species-Protection Board, but may possess captive-bred raptors of such species as part of the three-bird limit (50 CFR 17.7, effective January 1, 1989).~~ Permittees shall not take, in any twelve-month period, as part of the three bird limit, more than one raptor listed as threatened by the U.S. Fish and Wildlife Service and then only in accordance with this Part and federal regulations (50 CFR 17, effective September 14, 1989) (No incorporation in this Part includes later amendments or editions). Permittees may not take, transport or possess golden eagles for falconry purposes unless authorized in writing by the U.S. Fish and Wildlife Service (50 CFR 22.24, effective December 29, 1983). (No incorporation in this Part includes later amendments or editions.)

d) Upon completing the requirements needed to enter the next highest class, a falconer may submit a written request for an upgrade to the Department. The Department shall confirm the completion of all requirements and grant the request upon approval from the U.S. Fish and Wildlife Service.

e) Captive Propagation. Unless this Part is more restrictive, federal regulations (50 CFR 21.30, effective September 14, 1989) shall govern the activities of Illinois Captive Propagation permittees. Raptors held for captive propagation purposes may be held only under permits from both the U.S. Fish and Wildlife Service and the Department. The initial fee for a captive propagation permit is seventy-five (\$75) dollars for three years and must be renewed every three years if raptors are to be possessed or held beyond the permit expiration date. A holder of an Illinois captive propagation permit must also be a holder of an Illinois falconry permit. An Illinois captive

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

propagation permit holder may transfer, purchase, sell, or barter raptors, raptor eggs, or raptor semen in accordance with federal regulations (50 CFR 21.30, effective September 14, 1989) (no incorporation in this Part includes later amendments or editions), this Part, and the laws of other jurisdictions in which these products are transferred, purchased, sold, or bartered. Nothing in this Part shall prevent a permittee from holding individual birds under the authority of both the falconry permit and the captive propagation permit at the same time within the numerical limits for the falconry permit.

1) Raptors shall not be cross-bred (hybridization) unless specific authorization is granted by the Department.

2) Raptors may be loaned for breeding purposes in accordance with Section 1590.100 of this Part.

3) Markers shall be placed on all raptors used for captive propagation and all captive-produced raptors as directed by the Department or the U.S. Fish and Wildlife Service (50 CFR 21, effective September 14, 1989).

f) All raptors possessed under authority of an Illinois falconry permit must be identified by a marker. The loss or removal of any marker must be reported to the Department and the U.S. Fish and Wildlife Service (on U.S. Fish and Wildlife Service Form 3-186A) within five working days of the loss or removal. The band must be replaced by a marker provided by the Department. A U.S. Fish and Wildlife Service Form 3-186A must be filed within 5 days of receipt of the replacement marker.

g) No person may possess a bald eagle, osprey, or any owl, except great-horned owls, for falconry purposes (Ill. Rev. Stat. 1991, ch. 61, par. 2.4) [520 ILCS 5/2.4].

h) The Department shall issue special use permits in accordance with 17 Ill. Adm. Code 520.

(Source: Amended 18 Ill. Reg. 14700, effective SEP 19 1994)

## Section 1590.90 Capturing of Raptors - Regulations

a) A permittee in possession of a valid "Capture Permit" may capture raptors of a non-prohibited species or subspecies. The capture season for immature raptors capable of flight (passage) and adult (haggard) kestrels and great horned owls shall be between September 1 and January 31; the capture or taking of any young bird in Illinois not yet capable of flight (eyas) is limited to general and master class permittees during the first, second, third and fourth Saturdays in March and from May 20 to June 11; permittees may take no more than two eyasses during this period. When eyasses are captured, at least one eyas shall be left in the nest. No permittee may capture any raptor without an appropriate permit from the Department to do so. The Department shall determine eligibility by compliance with the



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

provisions of this Part. The fee for a raptor capture permit for a resident of the State of Illinois is thirty (\$30) dollars. The fee for a non-resident raptor capture permit is fifty (\$50) dollars. Such permits shall expire on January 31 of each year, and shall authorize the permittee to take up to his legal limit of raptors for possession and/or replacement. The Department will authorize up to 250 "capture permits" annually. Requests for capture permits in excess of 250 will be considered first in following years. All raptors shall be captured in a humane manner. Marked raptors that escape or are lost may be recaptured at any time without a capture permit.

- 1) A marker must be attached to any raptor taken in Illinois within 5 days after capture, and the State's copy of U.S. Fish and Wildlife Service form 3-186A provided to the Department within five days of capture as determined by the postmark.
- 2) Markers shall not be altered, counterfeited, or defaced.
- 3) Permit holders capturing any previously marked raptor(s) shall immediately report such trapping to the Department or the previous owner.
- b) Any wild raptor listed as endangered or threatened by the U.S. Fish and Wildlife Service (50 CFR 17, effective July 15, 1991) may not be captured in Illinois for falconry purposes. This prohibition shall not prevent a master class permittee from obtaining a wild raptor listed as threatened by the U.S. Fish and Wildlife Service (50 CFR 17, effective July 15, 1991), provided such raptors are captured legally in another state or country, or transferred from another falconer in accordance with federal regulations (50 CFR 21.29, effective September 14, 1989), this Part, and the laws of the jurisdiction in which such raptors are obtained.
- c) Any wild raptor listed as endangered or threatened by the Illinois Endangered Species Protection Board (17 Ill. Adm. Code 1010) but not by the U.S. Fish and Wildlife Service (50 CFR 17, effective July 15, 1991) may not be captured in Illinois for falconry purposes. This prohibition shall not prevent a permittee from obtaining such species, provided they are captured legally in another state or country or transferred from another falconer in accordance with federal regulations (50 CFR 21.29, effective September 14, 1989), this Part, and the laws of the jurisdiction in which such raptors are obtained.
- d) Except as provided for in Sections 1590.50(a)(2) and 1590.50(d), any unmarked raptors imported into Illinois must be identified with a marker provided by the Department, and the State's copy of U.S. Fish and Wildlife Service Form 3-186A returned to the Department within five days after marking, as determined by the postmark.
- e) Raptors taken under a depredation (or special purpose) permit may be used for falconry by general or master falconers in compliance with federal regulations (50 CFR 21, effective September 14, 1989) (No incorporation in this Part includes later amendments or editions).

(Source: Amended SEP 19 1994 18 Ill. Reg. 14700, effective

## DEPARTMENT OF CONSERVATION

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## Section 1590.120 Special Provisions

- a) Molted and salvaged feathers from birds held in captivity may be retained and exchanged by their permittees for imping purposes only.
- b) Any person convicted of illegal possession of raptors shall have his (or her) permit revoked and his (or her) raptors confiscated by the Department. The Department shall dispose of the confiscated raptor by transferring the raptor to another permittee, releasing to the wild, or destroying the raptor if it is unsuitable to be transferred or released.
- c) Convictions of any Section of this Part shall result in a period of suspension or revocation of the permittee's falconry privileges for up to 5 years by the Department, pursuant to 17 Ill. Adm. Code 2530.
- d) Individual raptors in possession prior to February 1, 1975 (excluding species subject to the Illinois Endangered Species Protection Act ~~effective--April--1973~~) are exempt from the possession requirements of Section 1590.60 of this Part.
- e) A permittee who possesses a lawfully acquired raptor on which a marker is attached and is listed as endangered by the Illinois Endangered Species Protection Board (17 Ill. Adm. Code 1010) and not by the Fish and Wildlife Service (50 CFR 17, effective September 30, 1985), and such raptor(s) were acquired prior to the enactment of these regulations or prior to listing of such bird to the Endangered Species list of Illinois or the United States, legally acquired out of state (see Section 1590.90(b)), or is the progeny of two legally held birds (see Section 1590.80 (e) and Section 1590.100 (e)), shall be allowed to possess such raptor(s) as part of the permittee's falconry permit class.
- f) Nothing in this Part shall prohibit the use public presentations of raptors held on a falconry permit ~~for educational purposes~~.
- g) Permittees in possession of an Illinois Game Breeders Permit may train raptors by using or killing pen reared game at any time.

(Source: Amended at 18 Ill. Reg. 14700, effective SEP 19 1994)



## STATE BOARD OF ELECTIONS

## NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: The Campaign Financing Act2) Code Citation: 26 Ill. Adm. Code 1003) Section Numbers: Adopted Action:

100.10 Amendment

100.70 Amendment

100.110 New Section

4) Statutory Authority: Implements Article 9 and authorized by section 9-15(3) of the Election Code (10 ILCS 5/1-1 et seq.)5) Effective Date of Rule(s): September 9, 19946) Do these rulemakings contain an automatic repeal date? NO7) Do these rule contain incorporations by reference? NO8) Date Filed in Agency's Principal Office: September 9, 19949) Notice(s) of Proposal Published in Illinois Register:  
September 10, 1993; 17 Ill. Reg. 1433310) Has JCAR issued a Statement of Objections to these rules? NO11) Difference(s) between proposal and final version:

Technical changes suggested by the Administrative Code division on 10/15/93 have been incorporated. Other changes are:

1. In line 149, after the end of the sentence which concludes with "disbursement," add "Nothing in this rule shall be construed to impose a reporting obligation on any person not otherwise required to report under Article 9 of the Election Code, or to require the itemization of expenditures not otherwise required to be itemized under Article 9 of the Election Code."

2. In line 158, after the word "liable" and before the word "for", add "to the extent allowed by law".

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? NO

Only the technical changes identified in 11, above, were requested, and all have been made as requested. Changes identified in subparagraphs (1) and (2), of 11, above, were suggested by the agency on Second Notice after public hearing and were agreeable to JCAR.

13) Will this rule replace an emergency rule currently in effect? NO

14) Are there any amendments pending on this Part? YES; 26 Ill Adm Code 125.425, May 6, 1994.

## STATE BOARD OF ELECTIONS

## NOTICE OF ADOPTED AMENDMENTS

15) Summary and Purpose of Rule(s):

100.10 -- Adds a prohibition barring the use of aliases specifically created for the purpose of use on a D-1 Statement of Organization, and which do not represent a name by which the person is otherwise known in the community. The purpose of the amendment is to require committee officers to identify themselves by names which are actually known in the community.

100.70 -- Requires the itemization of disbursements where the initial payee is not the intended final recipient of the funds paid by the committee. The purpose of the amendment is to require political committees to identify more accurately the persons who actually receive the benefit of a disbursement

100.110 -- Regulates the circumstances under which a political committee which is either a debtor or creditor of another committee may go out of existence without liability to the State Board of Elections. The purpose of the new section is to discourage committees of stripping themselves of assets while they owe monetary penalties to the State Board of Elections.

16) Information and questions regarding these adopted amendments shall be directed to:

A.L. Zimmer  
General Counsel  
State Board of Elections  
James R. Thompson Center  
200 W. Randolph Street, Suite 14-100  
Chicago, IL 60601

The full text of the Adopted Amendments begins on the next page:

## STATE BOARD OF ELECTIONS

## NOTICE OF ADOPTED AMENDMENTS

## TITLE 26: ELECTIONS

## CHAPTER I: STATE BOARD OF ELECTIONS

## PART 100

## THE CAMPAIGN FINANCING ACT

## Section

100.10 Definitions

100.20 Official Forms

100.30 Forwarding of Documents (Repealed)

100.40 Vacancies in Office - Custody of Records

100.50 Multiple Filings by State and Local Committees

100.60 Filing Option for a Federal Political Committee

100.70 Reports of Contributions and Expenditures

100.80 Report Forms

100.90 Provision Circumvention

100.100 Proof of Identification; Application for Inspection and Copying

100.110 Loans by One Political Committee to Another

**AUTHORITY:** Implementing Article 9 of the Election Code [10 ILCS 5/Art. 9] and authorized by Section 9-15(3) of the Election Code [10 ILCS 5/9-15(3)].

**SOURCE:** Amended at 5 Ill. Reg. 1337, effective January 30, 1981; amended at 5 Ill. Reg. 12115, effective October 26, 1981; codified at 6 Ill. Reg. 7211; amended at 7 Ill. Reg. 225, effective December 16, 1982; amended at 14 Ill. Reg. 10824, effective June 22, 1990; amended at 16 Ill. Reg. 6982, effective April 21, 1992; amended at 18 Ill. Reg. 14707, effective September 1994.

## Section 100.10 Definitions

**d) Anything of Value**

- 1) Reference: This ~~part~~ part interprets or applies Section 9-1-3 9-1.12, 9-14 and 9-15 of the Election Code [10 ILCS 5/9-1.12, 9-14, 9-15].
- 2) The term "anything of value", as used in Sections 9-14, 9-15 and 9-1.12 of the Act, includes all things, services or goods regardless of whether they may be valued in monetary terms according to ascertainable market value.
- 3) "Anything of value" which does not have an ascertainable market value may be reported by describing the thing, services or goods contributed.
- 4) In addition to the items expressly excluded in the Act, the term "anything of value" shall not be deemed to include:
  - A) Any unreimbursed payments for travel or living expenses related to travel made by an individual who volunteers services on behalf of a candidate or political committee, to the extent that the cumulative value of the payments does not exceed an aggregate of \$150 with respect to an annual

## STATE BOARD OF ELECTIONS

## NOTICE OF ADOPTED AMENDMENTS

## reporting period;

- B) Any news story, commentary, endorsement or editorial of any broadcasting station, newspaper, magazine or other periodical publication;
- C) Any regular publication by a membership organization, labor union or corporation to its officers, employees, members or stockholders, so long as the membership organization or corporation is not organized primarily for the purpose of influencing nomination for election, or election, of any candidate, or supporting or opposing any question or questions of public policy. However, publications of an extraordinary or special nature to support or oppose a candidate or candidates or a question or questions of public policy would constitute a campaign contribution or expenditure;
- D) The occasional use of real property for the purpose of conveying information to officers, employees, members or stockholders and their families of a person or whoever as defined in Section 9-1.6 of the Illinois Campaign Financing Act and as defined in Section 100.10(b) of these Rules and Regulations, including but not limited to the use of such premises for the purpose of a candidate communicating directly with such officers, employees, members or stockholders and their families.

**a) Candidate**

- 1) Reference: This ~~part~~ part interprets or applies Section 9-1.3 of the Election Code.
- 2) "Candidate" as that term is defined in Section 9-1.3 of the Act ~~{the Election Code, Ill. Rev. Stat. 1981, ch. 467, par. 9-1.3}~~ [10 ILCS 5/9-1.3] shall include, but not by way of limitation:
  - A) A person who circulates or authorizes the circulation of nominating petitions on his behalf for public office;
  - B) An individual who receives contributions or makes expenditures or gives consent for any other person to receive or make expenditures with a view to bringing about his nomination for election ~~or election~~ or re-election to any office;
  - C) Any judicial incumbent who qualifies for retention.

**e) Filing**

To constitute a "filing" as used in the Act and in these Rules, the Statement, Report or document must be in apparent and substantial conformity with the requirements of the Act. "Apparent and substantial conformity" requires that the filing contain the following:

- 1) The signature of the person making the filing;
  - 2) Completion of all applicable sections of the report; and
  - 3) Attachment of all appropriate schedules.
- Inadvertent error or omission of a de minimus nature in the completion of report, statement or document shall not be deemed to a "willful

## STATE BOARD OF ELECTIONS

## NOTICE OF ADOPTED AMENDMENTS

failure to file or a willful filing of false or incomplete information" pursuant to Section 9-26 of the Act.

## d) Statement of Organization

- 1) Reference: This provision interprets Section 9-3 of the Election Code [10 ILCS 5/9-3].
- 2) A committee officer must, in filling out the Form D-1, use the name which appears on his or her birth certificate, baptismal record, voter's registration card, certificate of candidacy or nominating petition, or any other name by which the officer is commonly known in the community in which the officer resides. Aliases created for the purpose of filing under Article 9 of the Election Code may not be used.

## b)e) Person or Whoever

- 1) Reference: This Part ~~part~~ interprets or applies Section 9-1.6 of the Election Code.
- 2) The terms "other organizations" ~~or~~ and "groups of persons" as defined in Section 9-1.6 of the Act shall include, but not by way of limitation: all for-profit and not-for-profit corporations; labor unions; trade associations or other such groups; religious organizations; fraternal societies; luncheon and dinner organizations.

## c)f) Political Committee

- 1) Reference: This Part ~~part~~ interprets or applies Section 9-1.9 of the Election Code.
- 2) A person or whoever as defined in the Illinois Campaign Financing Act, Section 9-1.6 (~~the Election Code~~, ~~Ill. Rev. Stat.~~ ~~1981~~, ~~ch. 467~~, ~~par. 9-1.6~~) [10 ILCS 5/9-1.6] and as defined in Section 100.10 (b) of this Part ~~these~~ ~~Rules~~ ~~and~~ ~~Regulations~~ does not qualify as a political committee pursuant to the Illinois Campaign Financing Act by simply making a contribution from ~~their~~ ~~own~~ his or her personal income or profits regardless of the amount of the donations.
- 3) If a person or whoever solicits or receives funds for political purposes or acts as a conduit for political funds, ~~they~~ he or she would, in fact, become a political committee and have to comply with all provisions of the Illinois Campaign Financing Act.

(Source: Amended at 18 Ill. Reg. 14702, effective SEP 09 1994)

## Section 100.70 Reports of Contributions and Expenditures

- a) Reference: This Section interprets or applies Section 9-10 of the Election Code.
- b) For purposes of determining the amount of contributions of \$500 or more under Section 9-10 of the Act, all contributions received between the last date of the period covered by the last report filed prior to the election and the election from a single person, as ~~such~~ ~~is~~ defined in Section 9-1.6, shall be aggregated and treated as one.

## STATE BOARD OF ELECTIONS

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- c) An expenditure to a payee who is in whole or in part only a conduit for payment to another, such as a political consultant or a credit card issuer, must include by way of detail or separate entry the amount of funds passing to each vendor, business entity or person to receive funds from the payment, together with the reason for each such disbursement and the beneficiary of the disbursement. Nothing in this Section shall be construed to impose a reporting obligation on any person not otherwise required to report under Article 9 of the Election Code, or to require the itemization of expenditures not otherwise required to be itemized under Article 9 of the Election Code.

(Source: Amended at 18 Ill. Reg. 14707, effective SEP 09 1994)

## Section 100.110 Loans by One Political Committee to Another

- a) If a political committee lends or donates funds to a second political committee while the lending or donating committees owes the State Board of Elections a civil penalty assessed under the provisions of Section 9-23 of the Election Code [10 ILCS 5/9-23], the officers of the lending committee shall be jointly and severally personally liable to the extent allowed by law for payment of the civil penalty to the extent of the funds loaned or given.
- b) If a political committee goes out of existence while it owes the State Board of Elections a civil penalty assessed under Section 9-23 of the Election Code [10 ILCS 5/9-23], any political committee formed within 12 months from the date of dissolution of the first committee and composed of one or more of the same officers, or for the same purpose or for the support of the candidacy of the same person, irrespective of office, as the first committee, shall be deemed a successor committee and shall be responsible for payment of the civil penalty of the first committee.
- c) A political committee which seeks to go out of existence while it is owed money by another political committee must first forgive the debt of the debtor political committee and must amend its reports to show the forgiven debt as a contribution to the debtor committee.
- d) If a political committee seeks to go out of existence after a civil penalty has been imposed upon it pursuant to 26 Ill. Adm. Code 125.425, or if such a proceeding under Section 125.425 is begun or about to begin, the political committee must first pay such civil penalty, or if it lacks sufficient funds to pay such civil penalty in full, pay over to the State Board of Elections such sums as it has in its treasury in satisfaction of the civil penalty. Only upon such payment of the civil penalty, either in full or in part as the case may be, shall the committee be permitted to exit the reporting system established by Article 9 of the Illinois Election Code [10 ILCS 5/Art. 9].



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(Source: Added at 18 Ill. Reg. 14707, effective SEP 09 1994)

## STATE BOARD OF ELECTIONS

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- 1) Heading of the Part: Miscellaneous
- 2) Code Citation: 26 Ill Adm Code 207
- 3) Section Numbers: Adopted Action:  
207.120 New Section  
207.130 New Section  
207.App.A Amendment
- 4) Statutory Authority: Implements Article 24A and authorized by Section 1A-8(9) of the Election Code (10 ILCS 5/1-1 et seq.)
- 5) Effective date of amendments: September 9, 1994
- 6) Do these adopted amendments contain an automatic repeal date? NO
- 7) Do these adopted amendments contain incorporations by reference? NO
- 8) Date filed in agency's principal office? September 9, 1994
- 9) Date the Notice of proposed rules was published in the Illinois Register: September 10, 1993; 17 Ill. Reg. 14342
- 10) Has JCAR issued a statement of objection to these amendments? NO
- 11) Differences between proposal and final versions:  
Except for the correction of typographical errors, no changes were made between the proposed and adopted versions of the amendments. The typographical corrections were:  
1. In line 26, add "and" after "24A-9".  
2. In line 61, change "5/24-9" to "5/24A-9".  
3. In line 85, add a period at the end of the sentence.  
4. In line 103, change "systems" to "system".  
5. In lines 152 and 153, change "1437" to "14427" to "-----"
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Only the changes identified in 11, above, were requested, and all have been made as requested.
- 13) Will these amendments replace an emergency rules currently in effect? NO

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14) Are there any amendments pending on this part? NO

15) Summary and purpose of these amendments:

207.120 -- Requires the retesting of vote tabulation equipment in case of failure or adjustment of components during tabulation of votes on election night. The purpose of the new section is to insure that necessary but unplanned maintenance of a vote tabulation system does not inadvertently introduce error into the tabulation of votes.

207.130 -- Authorizes the in-house testing of election authorities' vote tabulation systems. The purpose of the new section is to reduce the expense and time of field testing vote tabulation systems.

207.App.A. -- Amends Appendix A to Part 207 to add the times of breakdown and restart required by new section 207.120.

16) Information and questions regarding these adopted amendments shall be directed to:

A.L. Zimmer  
General Counsel  
State Board of Elections  
James R. Thompson Center  
100 W. Randolph Street, Suite 14-100  
Chicago, IL 60601

The full text of the adopted amendments begins on the next page:

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TITLE 26: ELECTIONS  
CHAPTER 1: STATE BOARD OF ELECTIONS

## PART 207

## MISCELLANEOUS

Section	
207.10	Failure to Nominate Candidate
207.20	Notice of Primary Election -- County of 500,000 Or More
207.30	Document Copying Fees
207.40	County Clerk Notifications to State Board of Elections of Certain Filings for Office
207.50	Deputy Registrars; Definition of Bonafide State Civic Organization
207.60	Chad Removal
207.70	Post Tabulation Testing
207.80	Notation of Straight Party Tickets and of Overvotes and Undervotes by Electronic Voting Systems
207.90	Reporting of Errors in Vote Tabulation Where Electronic Voting Systems Are In Use
207.100	Requirements for Operator's Log
207.110	Requirements for Voter Information Tapes
207.120	Procedures for Election Night Equipment Failure
207.130	Testing Voting Systems
APPENDIX A	Log for Vote Tabulation
APPENDIX B	VIS Format

AUTHORITY: Implementing Sections 4-8, 5-7, 6-35, and 24A-9 and authorized by Section 1A-8(9) of the Election Code [10 ILCS 5/4-8, 5-7, 6-35, 24A-9 and 1A-8(9)].

SOURCE: Adopted at 2 Ill. Reg. 25, p. 70, effective July 3, 1978; codified at 6 Ill. Reg. 7219; amended at 6 Ill. Reg. 8976, effective July 12, 1982; amended at 8 Ill. Reg. 24560, effective December 6, 1984; amended at 11 Ill. Reg. 18660, effective October 30, 1987; amended at 15 Ill. Reg. 14427, effective September 27, 1991; amended at 18 Ill. Reg. 14714, effective SEP 09 1994.

## Section 207.120 Procedures for Election Night Equipment Failure

- a) If a component of an electronic voting system needs to be repaired or replaced during vote tabulation on election night because of a malfunction or failure to operate, or if a sensor of an optical scanning system needs to be adjusted or recalibrated, the election authority shall run the pre-tabulation test required by Section 24A-9 of the Election Code [10 ILCS 5/24A-9] after the item of equipment has been repaired or replaced or the sensor adjusted or recalibrated, as the case may be. Before resuming vote tabulation the election authority shall retabulate the last precinct successfully tabulated before the failure occurred or the adjustment made. If the results of

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retabulation agree with the results produced when the precinct was originally tabulated, the election authority may resume tabulation of results with the precinct which was being tabulated when the failure occurred or the adjustment made. If the results of the retabulation of the last precinct successfully tabulated do not agree with the results of the original tabulation of that precinct, the election authority shall retabulate successive precincts in reverse order from the precinct which was being tabulated at the time the equipment failure occurred or the adjustment was made until the retabulation for a precinct agrees with the original tabulation for that same precinct. Tabulation of results shall resume with the precinct immediately following in regular order from the precinct for which retabulation agrees with the original tabulation.

- b) If for any reason the pre-tabulation test identified in Section 24A-9 [10 ILCS 5/24A-9] of the Election Code is required to be run again on election night after vote tabulating begins it must run accurately the first time, or tabulation shall not continue. If it does not run accurately the first time, it may, in the judgment of the election authority, be rerun until it runs accurately but in such case tabulation shall not be resumed until the election authority has determined what caused the test to run inaccurately the first time. If no cause can be identified the entire electronic voting system must be replaced and successfully tested utilizing the pre-tabulation test before tabulation may be resumed. In such latter case all precincts must be retabulated using the new system.

- c) If the post-tabulation test of the electronic voting system required by Section 24A-9 of the Election Code [10 ILCS 5/24A-9] does not run accurately when it is attempted the election authority shall determine the reason for the failure of the post-tabulation test to run accurately. If no reason can be determined, or if the reason is determined to be the mechanical or electronic failure of a component of the system, the entire electronic voting system shall be replaced and successfully tested utilizing the pre-tabulation test and the entire jurisdiction retabulated.

- d) No fewer than 15 ballots per ballot style shall be required to constitute any pre-test conducted in satisfaction of the test mandated by Section 24A-9 of the Election Code [10 ILCS 5/24A-9].

(Source: Added SEP 9 1994 at 18 Ill. Reg. 14714, effective

## Section 207.130 Testing Voting Systems

The State Board of Elections shall, whenever possible, conduct the special tests of voting systems authorized by Section 24A-9 of the Election Code [10 ILCS 5/24A-9] on Board's own equipment at its principal office or its permanent branch office, rather than conduct such tests in the field.

- a) To facilitate such testing, each supplier or vendor of electronic vote tabulation systems shall, upon written request by the State Board of

Elections, provide to the State Board of Elections a current, working copy of software programs which the supplier or vendor provides to the election authorities whose voter systems are to be tested, together with instructions for the installation and use of such programs.

- b) Election authorities whose electronic voting systems are to be tested shall, upon written request from the State Board of Elections, provide on the standard electronic medium, and in the appropriate form for the system which is being tested, all ballot configuration data necessary to conduct a test of the vote tabulation system. Where such data changes after the election authority's initial submission of data, the election authority shall amend its submission to reflect those changes.

(Source: Added SEP 9 1994 at 18 Ill. Reg. 14714, effective



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Section 207.APPENDIX A Log for Vote Tabulation

(Equipment Name and Serial Number)

(Date of Election)

(Equipment Name and Serial Number)

(Signature of Operator)

(Jurisdiction)

(Signature of Election Authority)

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(I)

Pretabulation Test  
Begun \_\_\_\_\_ Ended \_\_\_\_\_

PRECINCT	TIME RUN	NUMBER OF BALLOTS	RUN MORE THAN ONCE (YES/NO)	IF YES, EXPLAIN
----------	----------	----------------------	-----------------------------------	-----------------

1. \_\_\_\_\_

2. \_\_\_\_\_

3. \_\_\_\_\_

4. \_\_\_\_\_

5. \_\_\_\_\_

6. \_\_\_\_\_

7. \_\_\_\_\_

8. \_\_\_\_\_

9. \_\_\_\_\_

10. \_\_\_\_\_

11. \_\_\_\_\_

12. \_\_\_\_\_

13. \_\_\_\_\_

14. \_\_\_\_\_

15. \_\_\_\_\_

16. \_\_\_\_\_

17. \_\_\_\_\_

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18.

19.

20.

Post-tabulation test: Begun Ended

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(II)

WHAT TIME WAS PRE-TEST-Begun-Ended

WHAT TIME WAS POST-TEST-Begun-Ended

WAS PROGRAM ACCESSED (CHANGED) BETWEEN PUBLIC TEST AND POST TEST? IF  
YES, WAS THE PROGRAM ACCESSED IN RESPONSE TO A CONSOLE MESSAGE, WHAT WAS THE  
CONSOLE MESSAGE AND WHAT WAS THE CHANGE, EXPLAIN: \_\_\_\_\_

Pretabulation Test Run Time: Begun Ended

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(III)

## USE THIS SECTION TO REPORT EQUIPMENT REPAIRS OR REPLACEMENTS

SERIAL NUMBER	TIME OF MALFUNCTION	TIME BACK IN SERVICE	MACHINE REPLACED

## DESCRIPTION OF MALFUNCTION:

PRETABULATION TEST RUN TIME: BEGUN ENDED

(Source: SEP 09 1994 18 Ill. Reg. 14714, effective )

## DEPARTMENT OF LABOR

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1) Heading of the Part: Health and Safety2) Code Citation: 56 Ill. Adm. Code 3503) Section Numbers: Adopted Action:  
350.280 Amendment4) Statutory Authority: Implementing and authorized by the Safety Inspection and Education Act (Ill. Rev. Stat 1991 Ch. 48 par. 59.1 et seq.) [820 ILCS 220] and the Health and Safety Act (Ill. Rev. Stat. 1991 Ch 48 par. 137.1 et. seq.) [ 820 ILCS 225].5) Effective Date of the Amendment: September 15, 19946) Does this rulemaking contain an automatic repeal date? No.7) Does this rulemaking contain incorporation by reference? Yes. This rule incorporates the standards found in 29 CFR 1910, 1915, and 1926, effective July 1, 1993, and does not include any later amendments or editions.8) Date filed in the agency's principal office: September 7, 19949) Date Notice of Proposed Amendments was published in the Illinois Register: February 4, 1994 18 Ill. Reg 167210) Has JCAR issued a Statement of Objections to these rules? YesA) Statement of Objection: August 5, 1994 18 Ill. Reg 12068B) Agency Response: September 23, 1994 18 Ill. Reg 1448411) Date Agency Response Submitted for Approval to JCAR: September 6, 199412) Differences between proposal and final version: The only changes in the text are those requested by JCAR. Some of the text concerning effective dates for the rule has been moved from section (c) to a new section (d). The effective dates for 29 CFR 1910.119(e)(1)(i),(ii),(iii), and (iv), which establish time lines for hazard analyses for hazardous materials, are one, two, three, and four years, respectively, after August 1, 1994.13) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.14) Will this amendment replace an emergency amendment currently in effect? No.15) Are there any amendments pending on this part? No.16) Summary and Purpose of Amendment: The Health and Safety Act requires that



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the Department adopt all final federal OSHA standards for enforcement within all political subdivisions of the state. These amendments update the Department's rules by adopting all federal OSHA standards effective July 1, 1993. A summary of the standards being adopted is presented below:

In conclusion, as a practical matter, the two rules that will have an impact will be the confined space entry rule and the process safety rule. The remainder are either minor amendments to existing rules, or regulate situations seldom found in public sector.

**Process Safety Management:** This rule will mainly affect municipal water treatment facilities that use chlorine or fluorine in one ton cylinders or greater. It will require that the facility formalize their safety program in a written form, and ensure that employees are adequately trained.

**Asbestos, Tremolite, Anthophyllite, and Actinolite exposure standards:** This rule delineates that the non-asbestiform types of asbestos are to be regulated as nuisance dusts. There are other minor procedural changes to the asbestos rule.

**Formaldehyde exposure standard:** This rule amends the existing standard by lowering the permissible exposure limit (PEL) from 1 ppm to .75 ppm., clarifies labeling requirements and slightly modifies other requirements such as medical surveillance. It is not expected to have a significant impact on public sector. When a chemical is used in the laboratory setting (which is where we most commonly find formaldehyde in public sector work sites), the use of the chemical is regulated by the laboratory standard.

**Methylenedianiline:** This carcinogenic chemical is chiefly found in industry as an intermediate for dyes and certain other chemicals. We expect that the use of MDA in public sector is limited to the laboratory setting, if found at all.

**Cadmium:** This standard is intended for work sites where the exposure to cadmium is routine, such as plating operations. Public sector exposure is expected to be infrequent, chiefly through welding operations. This type of exposure is regulated by Hazard Communication Standard and the welding standard. If there is a public sector work area where the welding of materials is common, the standard would apply. However, we are unaware of such operations.

**Permit Required Confined Space Standard:** This will directly impact a significant number of public sector employers. Confined spaces include sewers, manholes, lift stations, silos, pits, vaults, and similar areas. Currently, the Division enforces the requirements of the American National Standards Institute (ANSI) standard through the general duty clause. This rule will expand the requirements to include documentation of monitoring, safety equipment checks, and safety procedures required to ensure that entry into the area is safe.

**Recodification of the General Industry Standards into the Construction Standards.** This is a housekeeping rulemaking that simply streamlines the regulations for the construction industry.

17) Information and questions regarding this adopted amendment shall be directed to:

Name: Lenore Killam  
Address: Illinois Department of Labor  
#1 West Old State Capitol Plaza, Rm. 300  
Springfield, IL 62701  
Telephone: 217/782-9386

The full text of the Adopted Amendment begins on the next page.

## DEPARTMENT OF LABOR

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TITLE 56: LABOR AND EMPLOYMENT  
CHAPTER I: DEPARTMENT OF LABOR  
SUBCHAPTER b: REGULATION OF WORKING CONDITIONS

PART 350  
HEALTH AND SAFETY

## SUBPART A: INSPECTIONS AND CITATIONS

## Section

350.10 Purpose and Scope  
350.20 Definitions  
350.30 Posting of Notice  
350.40 Availability of Rules and Standards  
350.50 Inspection Authority  
350.60 Advance Notice of Inspection  
350.70 Conduct of Inspections  
350.73 Closing Conferences  
350.80 Representatives of Employers and Employees  
350.90 Objections During Inspection  
350.100 Trade Secrets or Confidential Information  
350.110 Consultation with Employees  
350.120 Complaints by Employees  
350.130 Imminent Danger  
350.140 Citations  
350.150 Posting of Citations  
350.160 Appeal of Citation  
350.170 Appeal of Abatement Period  
350.180 Petition for Variance from Standards  
350.190 Hearings  
350.195 Advisory Inspections  
350.200

## SUBPART B: RECORDS OF INJURIES AND ILLNESSES

## Section

350.210 Emergency Notification  
350.210 Recordable Injuries and Illnesses  
350.220 Log of Injuries and Illnesses  
350.230 Supplementary Record of Injuries and Illnesses  
350.240 Annual Summary  
350.250 Retention of Records  
350.260 Access to Records  
350.270

## SUBPART C: FEDERAL STANDARDS

## Section

350.280 Adoption of Federal Standards

AUTHORITY: Implementing and authorized by the Safety Inspection and Education

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Act (Ill. Rev. Stat. 1991, ch. 48, par. 59.1 et seq.) [820 ILCS 220] and the Health and Safety Act (Ill. Rev. Stat. 1991, ch. 48, par. 137.1 et seq.) [820 ILCS 225].

SOURCE: Emergency rules adopted at 9 Ill. Reg. 17004, effective October 17, 1985, for a maximum of 150 days; adopted at 10 Ill. Reg. 8765, effective May 14, 1986; amended at 11 Ill. Reg. 2798, effective January 28, 1987; amended at 12 Ill. Reg. 17086, effective October 11, 1988; amended at 16 Ill. Reg. 8518, effective May 26, 1992; amended at 17 Ill. Reg. 1074, effective January 19, 1993; emergency amendment at 17 Ill. Reg. 7072, effective April 27, 1993, for a maximum of 150 days; amended at 18 Ill. Reg. 14794, effective SEP 15 1994.

## SUBPART C: FEDERAL STANDARDS

## Section 350.280 Adoption of Federal Standards

- a) Pursuant to Section 4 of the Health and Safety Act, the Department hereby adopts by reference the general health and safety standards and special maritime and construction industry standards adopted by the Federal Occupational Safety and Health Administration as effective on July 1, 1991--and--amended-at-PR-56-376597-PR56-41793-and-PR56-43699 1993. These standards are located at 29 CFR 1910, 1915, and 1926 and do not include any later amendments or editions.
- b) The Department shall consider any subsequent amendments to the health and safety standards adopted by the federal Occupational Safety and Health Administration. Such amendments will be adopted by reference, or substitute provisions which provide equivalent protection will be adopted. Amendments will be adopted through filing with the Secretary of State and publication in the Illinois Register as required by Section 5-40 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, par. 1005-40) [5 ILCS 100/5-40].
- c) The Department hereby adopts as a rule of the Department, through incorporation by reference, 29 CFR Part 1910.1030, Occupational Exposure to Bloodborne Pathogens (1991, no later amendments or editions). The dates listed in paragraph (i) of 29 CFR Part 1910.1030 are not applicable to Illinois public sector employers. The effective date (paragraph (i)(1) of the adopted standard) for the Illinois public sector shall be the effective date of this amendment, as published in the Illinois Register. The compliance date for paragraph (i)(2) of the adopted standard shall be 30 days after the effective date, the date for paragraph (i)(3) shall be 60 days after the effective date, and the date for paragraph (i)(4) shall be 90 days after the effective date.
- d) The effective dates for 29 CFR 1910.119(e)(1)(i), (ii), (iii), and (iv), which establish timelines for hazard analyses for hazardous materials, are one, two, three, and four years, respectively, after August 1, 1994.

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(Source: Amended at 18 Ill. Reg. 14724, effective  
SEP 15 1994 )

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED AMENDMENT(S)

- 1) Heading of the Part: Illinois Professional Land Surveyor Act of 1989 effective
- 2) Code Citation: 68 Ill. Adm. Code 1270
- 3) Section Numbers: Adopted Action:  
1270.5 Amendment  
1270.10 Amendment  
1270.20 Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 111, pars. 3255, 3256 and 3261 [225 ILCS 330/5, 6 and 11].
- 5) Effective Date of Amendments: September 19, 1994
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: September 20, 1994
- 9) Date Notice of Proposal Published in Illinois Register: July 1, 1994, at 18 Ill. Reg. 9849.
- 10) Has JCAR issued a Statement of Objections to these amendments? No
- 11) Difference(s) between proposal and final version:  
The only differences between the proposed and final versions involved style and punctuation.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes, but no agreement letter with JCAR was required since there were no substantive changes.
- 13) Will these Amendments replace an Emergency Amendment currently in effect?  
No
- 14) Are there any Amendments pending on this Part? No
- 15) Summary and Purpose of Amendments:

This rulemaking amends content pertaining to the examinations for professional land surveyors and land surveyors-in-training. The Department administers examinations provided by the National Council of Examiners for Engineering and Surveying (NCEES). NCEES has changed the scoring of the examinations to pass/fail. Previously, a score of 70 or better was required on the NCEES exams as well as the Illinois Jurisdictional Examination, which also is being changed to pass/fail.



## DEPARTMENT OF PROFESSIONAL REGULATION

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These amendments will keep Illinois in line with national standards.

Applicants for licensure by examination will be required to file applications with the Department by November 15 for the spring examination and by May 15 for the fall examination. Previous filing deadlines were December 1 and June 1. The dates were moved up because NCEES moved up the dates by which the examinations must be ordered.

- 16) Information and questions regarding this amended part shall be directed to:

Department of Professional Regulation  
Attention: Jean Courtney  
320 West Washington, 3rd Floor  
Springfield, Illinois 62786  
217/785-0800 Fax: 217/782-7645

The full text of the Adopted Amendments begins on the next page:

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED AMENDMENT(S)

TITLE 68: PROFESSIONS AND OCCUPATIONS  
CHAPTER VII: DEPARTMENT OF PROFESSIONAL REGULATION  
SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

## PART 1270

## ILLINOIS PROFESSIONAL LAND SURVEYOR ACT OF 1989

Section 1270.5	Application for Licensure as a Professional Land Surveyor-in-Training by Examination
1270.10	Application for Licensure as a Professional Land Surveyor by Examination
1270.13	Experience
1270.15	Definition of Related Sciences
1270.20	Examinations
1270.30	Endorsement
1270.35	Inactive Status
1270.40	Restoration
1270.45	Corporations and Partnerships
1270.50	Renewals
1270.60	Granting Variances

AUTHORITY: Implementing the Illinois Professional Land Surveyor Act of 1989 [225 ILCS 330] and authorized by Section 60(7) of the Civil Administrative Code of Illinois [20 ILCS 2105/60(7)].

SOURCE: Rules and Regulations Promulgated for the Administration of the Illinois Land Surveyors Act, effective April 27, 1967; 2 Ill. Reg. No. 50, page 64, effective December 11, 1978; codified at 5 Ill. Reg. 11039; 5 Ill. Reg. 14171, effective December 3, 1981; emergency amendment at 6 Ill. Reg. 916, effective January 6, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 7448, effective June 15, 1982; emergency amendment at 8 Ill. Reg. 5365, effective April 12, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 15485, effective August 10, 1984; amended at 11 Ill. Reg. 1615, effective January 6, 1987; amended at 11 Ill. Reg. 4763, effective March 10, 1987; recodified from Chapter I, 68 Ill. Adm. Code 270 (Department of Registration and Education) to Chapter VII, 68 Ill. Adm. Code 1270 (Department of Professional Regulation) pursuant to P.A. 85-225, effective January 1, 1988, at 12 Ill. Reg. 2950; amended at 15 Ill. Reg. 5258, effective April 2, 1991; amended at 16 Ill. Reg. 15548, effective September 28, 1992; amended at 18 Ill. Reg. 5900, effective April 5, 1994; amended at 18 Ill. Reg. 14730, effective SEP 19 1994.

Section 1270.5 Application for Licensure as a Professional Land Surveyor-in-Training by Examination

- a) An applicant for licensure as a Professional Land Surveyor-in-Training under the Illinois Professional Land Surveyor Act of 1989 (the "Act") [225 ILCS 330] shall file an application, on forms supplied by the

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Department of Professional Regulation (the "Department"), by November 15 ~~December--1~~ for the spring examination and May 15 ~~June--1~~ for the fall examination. The application shall include the following:

1) Certification of education completed by the educational institution attended and/or experience verified by the employer of one of the following:

A) A baccalaureate degree in land surveying from an accredited college or university;

B) A baccalaureate degree from an accredited college or university in a related science, as defined in Section 1270.15, including 24 semester hours of land surveying courses;

C) A baccalaureate degree in a related science, as defined in Section 1270.15, from an accredited college or university and ~~2 two--2~~ years of approved land surveying experience as set forth in Section 1270.13. Maximum allowable experience under Section 1270.13(d)(2) shall be 8 months;

D) An associate degree in land surveying technology from an accredited junior college and ~~3 three--3~~ years of approved land surveying experience as set forth in Section 1270.13. Maximum allowable experience under Section 1270.13(d)(2) shall be 12 months;

E) An associate degree in engineering technology from an accredited junior college and ~~4 four--4~~ years of approved land surveying experience as set forth in Section 1270.13. Maximum allowable experience under Section 1270.13(d)(2) shall be 16 months;

F) An associate degree in related science from an accredited junior college and ~~6 six--6~~ years of approved land surveying experience as set forth in Section 1270.13. Maximum allowable experience under Section 1270.13(d)(2) shall be 24 months; or

G) A high school diploma or GED and ~~8 eight--8~~ years of approved land surveying experience as set forth in Section 1270.13. Maximum allowable experience under Section 1270.13(d)(2) shall be 32 months.

2) A complete work history indicating all employment since fulfillment of the educational requirements set forth in subsection (1) above.

3) Certification, on forms provided by the Department, from the state or territory of the United States in which the applicant was originally licensed and the state in which the applicant predominantly practices and is currently licensed, if applicable, stating:

A) The time during which the applicant was licensed in that jurisdiction, including the date of the original issuance of the license;

B) A description of the examination in that jurisdiction; and

C) Whether the file on the applicant contains any record of

## DEPARTMENT OF PROFESSIONAL REGULATION

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disciplinary actions taken or pending.

4) The required fee specified in Section 21 of the Act.

b) Beginning January 1, 1998, an applicant shall have a baccalaureate degree in land surveying from an accredited college or university, or a baccalaureate degree in a related science including at least 24 semester hours of land surveying courses from a Board approved curriculum of an accredited institution (Section 13 of the Act).

(Source: Amended at 18 Ill. Reg. 14730, effective SEP 19 1994)

### Section 1270.10 Application for Licensure as a Professional Land Surveyor by Examination

An applicant for licensure as a Professional Land Surveyor shall file an application, on forms supplied by the Department by November 15 ~~December--1~~ for the spring examination and May 15 ~~June--1~~ for the fall examination. The application shall include the following:

a) Educational and experience requirements.

1) Applicants filing after January 1, 1986:

A) Shall have met one of the educational and experience requirements set forth in Section 1270.5;

B) Shall have been issued a license as a Professional Land Surveyor-in-Training; and

C) Shall have completed at least ~~4 four--4~~ years of experience in land surveying approved in accordance with Section 1270.13(a), (b), (c) and (d)(1). Such experience shall be subsequent to passage of the Fundamentals of Land Surveying examination.

2) Applicants who have obtained ~~4 four--4~~ years of experience or more in the practice of land surveying PRIOR TO January 1, 1982:

A) Shall have met one of the educational and experience requirements set forth in Section 1270.5(a)(1); and

B) Shall have completed at least ~~4 four--4~~ years of approved experience in land surveying as set forth in Section 1270.13(a), (b), (c) and (d)(1). Applicants shall be permitted to continue acquiring experience without being issued a Professional Land Surveyor-in-Training license.

b) Certification, on forms provided by the Department, from the state or territory of the United States in which the applicant was originally licensed and the state in which the applicant predominantly practices and is currently licensed, if applicable, stating:

1) The time during which the applicant was licensed in that jurisdiction, including the date of the original issuance of the license;

2) A description of the examination in that jurisdiction; and

3) Whether the file on the applicant contains any record of disciplinary actions taken or pending.

c) Verification of experience form, completed by the employer, indicating

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the required ~~four~~(4) years of approved experience in land surveying as set forth in Section 1270.13(a), (b), (c) and (d)(1).

d) A complete work history indicating all employment since fulfillment of the educational requirements set forth in Section 1270.5.

e) The required fee specified in Section 21 of the Act.

(Source: Amended at 18 Ill. Reg. 14730, effective SEP 19 1994)

## Section 1270.20 Examinations

a) An applicant for licensure as a Professional Land Surveyor-in-Training shall pass the National Council of Examiners for Engineering and Surveying (NCEES) Fundamentals of Land Surveying Examination.

b) An applicant for licensure as a Professional Land Surveyor who is licensed as a Professional Land Surveyor-in-Training shall pass the following examinations:

- 1) NCEES Principles and Practice of Land Surveying Examination; and
  - 2) Illinois Jurisdictional Examination.
- c) An applicant for licensure as a Professional Land Surveyor who originally applied prior to January 1, 1986, who is not licensed as a Professional Land Surveyor-in-Training shall pass the following examinations:

- 1) NCEES Fundamentals of Land Surveying Examination;
- 2) NCEES Principles and Practice of Land Surveying Examination; and
- 3) Illinois Jurisdictional Examination.

d) Any applicant for licensure as a Professional Land Surveyor who did not pass the NCEES Public Domain examination before it became part of the NCEES Principles and Practice of Land Surveying Examination, effective May 1, 1992, shall be required to take and pass the 6-hour Principles and Practice of Land Surveying Examination, even if he/she had passed the 4-hour Principles and Practice Examination previously administered concurrently with the Public Domain exam.

e) ~~in--order--to--pass--the-examination(s)--an-applicant-shall-achieve-the following:~~

- 1) ~~A--score-of-70-or-greater--on--the--NCEES--Fundamentals--of--Land Surveying-Examination;~~
- 2) ~~A--score-of-70-or-greater--on--the--NCEES--Principles--and--Practice--of--Land-Surveying-Examination;--and~~
- 3) ~~A--score--of--70--or--greater--on--the--Illinois--Jurisdictional Examination;~~

e) The scoring of the NCEES Fundamentals of Land Surveying Examination and the NCEES Principles and Practice of Land Surveying Examination and the determination of scores shall be as approved by NCEES. Separate scores shall be given for each examination and the scores shall be reported as pass/fail.

f) The Illinois Jurisdictional Examination shall be reported as pass/fail. The Jurisdictional Examination shall include, but not be limited to, the following areas:

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- 1) Local History;
- 2) Jurisdictional Standards and Ethics (knowledge of prevailing professional standards and ethics specific to Illinois);
- 3) Jurisdictional Legal Precedent and Principles (knowledge of legal principles and requirements specific to Illinois);
- 4) Jurisdictional Field Techniques (knowledge of field research techniques specific to Illinois); and
- 5) Jurisdictional Record Sources (knowledge of sources of records and information specific to Illinois).

g) The Department shall not use any subject area scores from the parts of previous state constructed examinations for the purpose of deriving the required passing score for any examination required by this Section.

h) Retake of examination.

1) Applicants who do not pass ~~obtain-a-score-of-less-than-70-on~~ the NCEES Fundamentals of Land Surveying Examination, the NCEES Principles and Practice of Land Surveying Examination or the Illinois Jurisdictional Examination will be required to retake only the examination(s) failed.

2) ~~If an applicant neglects, fails, or refuses to take an examination for registration under this Act within 3 years after filing his application, the application fee shall be forfeited to the Department and the application denied. However, the applicant may thereafter make a new application for examination, accompanied by the required fee.~~ (Section 11 of the Act): New applications shall include proof of meeting the qualifications for examination in effect at the time of such new application with the exception provided in subsection (3) below.

3) Scores from examinations already passed under a previous application shall be carried over and applied to subsequent applications.

i) Candidates who fail an examination may not review their examination booklet or the associated answer sheets. Rescoring of the examination or any individual problem is not permitted; however, a retabulation of the numerical score will be permitted.

(Source: Amended at 18 Ill. Reg. 14730, effective SEP 19 1994)



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- 1) Heading of the Part: The Professional Engineering Practice Act of 1989
- 2) Code Citation: 68 Ill. Adm. Code 1380
- 3) Section Numbers: Adopted Action:  
 1380.210 Amendment  
 1380.240 Amendment  
 1380.250 Amendment  
 1380.260 Amendment  
 1380.APPENDIX A Amendment
- 4) Statutory Authority: The Professional Engineering Practice Act of 1989 [225 ILCS 325]
- 5) Effective Date of Amendments: September 19, 1994
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: September 20, 1994
- 9) Date Notice of Proposal Published in Illinois Register: July 8, 1994, at 18 Ill. Reg. 10619
- 10) Has JCAR issued a Statement of Objections to these amendments? No
- 11) Difference(s) between proposal and final version:  
 The only changes from the proposed version involved punctuation, style and organization.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will these Amendments replace Emergency Amendments currently in effect?  
 No
- 14) Are there any Amendments pending on this Part? No
- 15) Summary and Purpose of Amendments: This rulemaking updates Sections pertaining to the examination for professional engineers, approved engineering programs and application requirements. The National Council of Examiners for Engineering and Surveying (NCEES) changed the scoring of the Department-administered examination to pass/fail. Examination application dates were advanced one month to November 15 and May 15

because NCEES moved up the dates by which examinations must be ordered. These amendments also establish that all engineering programs accredited by or determined equivalent by the Engineering Accreditation Commission of the Accreditation Board for Engineering and Technology are approved in this State.

Various style and form changes also were made.

- 16) Information and questions regarding this amended part shall be directed to:

Department of Professional Regulation  
 Attention: Jean Courtney  
 320 West Washington, 3rd Floor  
 Springfield, Illinois 62786  
 217/785-0800 Fax #: 217/782-7645

The full text of the Adopted Amendments begins on the next page:

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## TITLE 68: PROFESSIONS AND OCCUPATIONS

## CHAPTER VII: DEPARTMENT OF PROFESSIONAL REGULATION

## SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

## PART 1380

## THE PROFESSIONAL ENGINEERING PRACTICE ACT OF 1989

Section	
1380.210	Approved Engineering Program
1380.220	Definition of Degree in Basic Engineering or Related Science
1380.230	Approved Experience
1380.240	Application for Enrollment as an Engineer Intern by Examination
1380.250	Application for Licensure as a Professional Engineer by Examination
1380.260	Examination
1380.270	Restoration
1380.280	Endorsement
1380.285	Inactive Status
1380.290	Corporations and Partnerships
1380.300	Standards of Professional Conduct
1380.310	Renewals
1380.320	Granting Variances

# APPENDIX A Significant Dates for the Administration of Section 19 of the Act - Endorsement

**AUTHORITY:** Implementing the Professional Engineering Practice Act of 1989 [225 ILCS 325] and authorized by Section 60(7) of the Civil Administrative Code of Illinois [20 ILCS 2105/60(7)].

**SOURCE:** Rules and Regulations Promulgated for the Administration of the Illinois Professional Engineering Act, effective March 10, 1976; codified at 5 Ill. Reg. 11055; amended at 5 Ill. Reg. 14171, effective December 3, 1981; emergency amendment at 6 Ill. Reg. 916, effective January 6, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 7448, effective June 15, 1982; Part repealed at 9 Ill. Reg. 10038, effective June 18, 1985; new Part adopted at 9 Ill. Reg. 10040, effective June 18, 1985; amended at 10 Ill. Reg. 19507, effective November 5, 1986; amended at 11 Ill. Reg. 8767, effective April 20, 1987; recodified from Chapter I, 68 Ill. Adm. Code 380 (Department of Registration and Education) to Chapter VII, 68 Ill. Adm. Code 1380 (Department of Professional Regulation) pursuant to P.A. 85-225, effective January 1, 1988, at 12 Ill. Reg. 2942; amended at 14 Ill. Reg. 247, effective December 28, 1990; amended at 15 Ill. Reg. 17729, effective November 26, 1991; amended at 16 Ill. Reg. 15553, effective September 29, 1992; amended at 18 Ill. Reg. 14737, effective 02/19/1994.

## Section 1380.210 Approved Engineering Program

- a) The Department of Professional Regulation shall, upon the recommendation of the State Board of Professional Engineers (the "Board"), approve an engineering program as reputable and in good

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standing if it meets the following minimum criteria:

- 1) The educational institution is legally recognized and authorized by the jurisdiction in which it is located to confer a baccalaureate degree in engineering.

# 2) Faculty:

- A) ~~Has--a~~ The faculty ~~which--is--comprised--of~~ shall have a sufficient number of full-time, or full-time equivalent, instructors to make certain that the educational obligations to the student are fulfilled. A program at the basic level shall have no fewer than ~~three~~ 3 full-time faculty members whose primary commitment is to that program. If an institution relies on part-time faculty members, it shall demonstrate that, in addition to the commitment of at least 3 full-time equivalent faculty members, effective mechanisms are in place to provide adequate levels of student advising and faculty interaction, and faculty control over the curriculum.

- B) The faculty shall have demonstrated competence in their area of teaching as evidenced by appropriate degrees from professional colleges or institutions. Other evidence of faculty capability includes non-academic engineering experience, participation in professional, scientific and other learned societies, licensure as a professional engineer and an interest in students' curricular activities.

- C) Teaching loads shall allow time for research and professional development activities. Stimulation of students' minds requires faculty involvement in scientific and technological development and in instructional innovation.

# 3) Curriculum--

- A) ~~Has--a~~ The curriculum of shall include at least 4 academic years leading to the awarding of the baccalaureate degree ~~which--provides~~ while providing integration of the educational experience with the ability to apply the knowledge gained to the identification and solution of practical problems.

- B) The overall curriculum shall include a minimum of 120 semester hours or their equivalent (e.g., 180 quarter hours) and shall include at least the following subjects:

Mathematics (beyond trigonometry) - 15 hours.  
Basic Sciences (Physics/Chemistry) - 15 hours.  
Engineering Sciences - 30 hours.  
Engineering Design - 15 hours.  
Humanities/Social Sciences - 15 hours.

- C) Mathematics shall be beyond trigonometry, and include differential and integral calculus, and differential equations at the baccalaureate level. Mathematics shall also include, but shall not be limited to, the study of

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probability, statistics, numerical analysis, and advanced calculus. Courses in computer usage and/or programming shall not be used to satisfy the mathematics requirement.

- D) Basic sciences shall include basic physics and chemistry, and may also include life sciences, earth sciences, and/or advanced physics and chemistry, as appropriate to the engineering discipline being studied.

- E) Engineering disciplines have their roots in mathematics and basic sciences, but carry the knowledge toward creative application. Such subjects include, but are not limited to, mechanics, thermodynamics, electric and electronic circuits, material science, and other subjects depending upon the engineering discipline.

- F) Engineering design involves the conversion of resources to predetermined objectives. Course requirements shall include the establishment of objectives and criteria, synthesis, analysis, construction, testing and evaluation which develop student creativity through open-ended problems and consideration of alternative solutions. The inclusion of realistic constraints, such as economic factors, safety, aesthetics, ethics, and social impact is appropriate. Examples of subjects in these areas include design of circuits, machines, power networks, process equipment and systems, and water treatment.

- G) Humanities and social sciences are, respectively, the branches of knowledge that concern man and his culture, and that concern individual relationships in and to society. Examples of subjects in these areas are philosophy, history, literature, fine arts, religion, sociology, psychology, political science, economics, and foreign languages (other than a student's native language). Non-traditional courses might include social responsibility and professional ethics. Subjects such as accounting and management may be acceptable engineering electives, but do not satisfy the objectives of this area.

- H) Laboratory experience is essential to an engineering education at both theoretical and practical levels.

- I) Computer-based experience shall be included in the program of each student. The program shall include technical computations, problem solving, data acquisition and usage, process control, and computer-assisted design. The student shall have access to computational facilities in order to integrate these techniques into the program.

- J) The program shall require that the student demonstrate competency in both written and oral communication.

- K) An understanding of ethical, social, economic, and safety considerations shall be included in the engineering program.

- L) For those institutions that elect to prepare a student to enter the profession at the advanced level, the curriculum

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shall satisfy the criteria set forth in this Section at the basic level, and shall include at least one year of additional study. That year shall include at least 2/3 of a year of advanced mathematics, basic sciences, engineering sciences, and engineering design. Of this component, at least 1/3 of a year shall be devoted to engineering design. The program shall be designed toward a meaningful individual course of study and include thesis, research, and/or special projects.

## 4) Facilities:

- A) The laboratory facilities shall reflect the requirements of the offered educational program. The laboratory should provide for individual project work by the students and the faculty. The facilities shall be equipped with instruments and scientific equipment of a kind and quality to ensure the effective functioning of the laboratory.

- B) The libraries in support of the engineering program shall be both technical and nontechnical, to include books, journals, and other reference material for collateral reading in connection with the instructional and research programs and professional work. The library collection shall reflect the existence of an active acquisition policy; this policy shall include specific acquisitions on the request and recommendation of the faculty of the engineering program. There shall be computer-accessible information centers and inter-library loan services for both books and journals. The library collections, whether centralized or decentralized, shall be readily available for use with the assistance of trained library staff, or through an open-stack arrangement, or both.

- C) There shall be computer facilities accessible to the engineering students and faculty.

- 5) The institution shall maintain permanent student records that summarize the credentials for admission, attendance, grades and other records of performance.

- b) In determining whether a program should be approved, the Department shall take into consideration but not be bound by accreditation by the Accreditation Board for Engineering and Technology (ABET) ~~or--by--the Canadian-Engineering-Accrediting-Board.~~

- c) The Department, upon the recommendation of the Board, has determined that all engineering programs accredited by or determined equivalent by the Engineering Accreditation Commission of ABET ~~the-Accreditation Board-for-Engineering-and-Technology--and--the-Canadian-Engineering Accrediting-Board~~ meet the minimum criteria set forth in subsection (a), above, for an approved engineering program and are, therefore, approved. Engineering programs determined equivalent by the Engineering Accreditation Commission of ABET include, but are not limited to, those accredited by:

- 1) The Canadian Engineering Accreditation Board of the Canadian



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- B) Passing of a preliminary examination.  
 C) Completion of at least an additional 32 semester hours, or 48 quarter hours of thesis research.  
 D) Passing of a final examination.

(Source: Amended at 18 Ill. Reg. 14787, effective SEP 19 1994)

### Section 1380.240 Application for Enrollment as an Engineer Intern by Examination

- a) An applicant for enrollment as an Engineer Intern shall file an application on forms supplied by the Department by November 15 December--15 for the spring examination or by May 15 June--15 for the fall examination. The application shall include:

- 1) Either:
    - A) Completed college certification form showing receipt of a baccalaureate degree from an approved engineering program as set forth in Section 1380.210 of this Part; or
    - B) Completed college certification form showing receipt of a baccalaureate degree in basic engineering or related science evidenced by an official transcript of educational credit, and verification of at least 4 years of experience on form(s), completed by the supervisor. An applicant shall have acquired the experience required by this Section PRIOR TO applying to the Department;
  - 2) The required fee specified in Section 20 of the Act;
  - 3) For an applicant claiming credit for participation in a cooperative program, as described in Section 1380.230(a)(3), certification of such participation with a brief description of the program, from the university;
  - 4) A complete work history indicating all employment since receipt of a baccalaureate degree. Such work history shall also include any experience earned PRIOR TO receipt of a baccalaureate degree pursuant to Section 8(b)(2) of the Act.
- b) An applicant in an approved engineering program shall be eligible to be seated for the first available Fundamentals of Engineering examination during the 12 twelve months prior to graduation if the applicant provides a certification stating that he is expected to graduate by the end of that 12 twelve-month period. The applicant shall be allowed to retake the examination during that 12 twelve-month period if he fails on the first attempt. However, an applicant who passes the Fundamentals of Engineering examination prior to graduation will not be enrolled as an Engineer Intern until the Department has received certification of graduation, as required by subsection (a)(1)(A), above. If certification of graduation is not received within one year after the first examination is taken, the results of the examination(s) will be void and the examination will have to be retaken.

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- Council of Professional Engineers;  
 2) The Engineering Council (United Kingdom with certain Chartered Engineering Institutions);  
 3) The Institution of Engineers of Ireland;  
 4) The Institution of Engineers, Australia; and  
 5) The Institution of Professional Engineers, New Zealand.

### d) Withdrawal of Program Approval:

- 1) The following are grounds for withdrawal of approval of an engineering program or a program leading to a degree in basic engineering.
    - A) Non-compliance with any provisions of the Professional Engineering Practice Act of 1989 [225 ILCS 325] (##1-Rev-Stat-1989-CH-117-PAR-5281-et-seq) (the "Act");
    - B) Non-compliance with any provision of this Part;
    - C) Fraud or dishonesty in furnishing documentation for evaluation of the program; or
    - D) Failure to continue to meet the criteria of an approved program as set out in this Section.
  - 2) If the Board has reason to believe there has been any fraud or dishonesty in the furnishing of any documentation for the evaluation of a program on the part of any licensee, it shall refer such matter to appropriate Department personnel for any disciplinary action which might be appropriate under the Act.
  - 3) A program whose approval is being reconsidered by the Department shall be given 15 days written notice prior to any recommendation by the Board and may either submit written comments or request a hearing before the Board.
- e) Evaluation of Newly Submitted Programs-
- 1) An educational institution with a program that has not been evaluated will cause to be forwarded to the Department documentation concerning the criteria in this Section.
  - 2) Once the Department has received the documentation or after 6 months have elapsed from the date of application, whichever is later, the Board will evaluate the program based on all documentation received from the school and any additional information the Department has received which will enable the Board to evaluate the program based on the criteria specified in this Section.
- f) For purposes of Section 12(c)(1) of the Act, an approved graduate engineering program shall:
- 1) Grant a Doctor of Philosophy or Doctor of Science degree;
  - 2) Be in a curriculum from an institution with an engineering program which has at least one curriculum for a baccalaureate degree that is approved in accordance with Section 1380.210(a) of this Part; and
  - 3) Include the following minimum requirements:
    - A) Completion of at least 64 semester hours, or 96 quarter hours, including hours earned toward the master's degree requirements.

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c) Upon receipt of the application and all supporting documentation in complete order:

- 1) Persons with degrees from an approved engineering program will be notified of their eligibility to register for Part I of the examination;
- 2) The files of persons with degrees in basic engineering or related science will be presented to the Board for evaluation of the required experience and education based on the criteria specified in Sections 1380.220 and 1380.230. Once the applications have been approved, those persons will be notified of their eligibility to register for Part I of the examination, examination filing deadline and the required examination fee as provided for in Section 20 of the Act.

(Source: Amended at 18 Ill. Reg. 14737, effective SEP 19 1994)

### Section 1380.250 Application for Licensure as a Professional Engineer by Examination

a) Applicant enrolled as an Engineer Intern

- 1) An applicant shall have acquired all experience required by Section 1380.240 PRIOR TO making application to the Department.
- 2) An applicant for licensure as a professional engineer who is enrolled as an Engineer Intern shall file an application on forms supplied by the Department by November 15 ~~December-15~~ for the spring examination or by May 15 ~~June-15~~ for the fall examination. The application shall include, in addition to the requirements of Section 8 of the Act, the following:

A) Experience verification form(s) completed by the supervisor, indicating the required 4 years of experience earned. For Engineer Interns enrolled with a degree in basic engineering or related science, experience verification forms shall be completed for the entire 8 years of required experience.

B) For persons who were certified or enrolled as an Engineer Intern or Engineer-in-training in another state or territory:

- i) A certification of such enrollment from the appropriate state board, including the date of the examination; and
- ii) Completed college certification form showing degree received and, if the degree was not received from an approved engineering program, an official transcript of educational credit.

C) The required fee specified in Section 20 of the Act.

D) For an applicant claiming credit for participation in a cooperative program, as described in Section 1380.230(a)(3), certification of such participation with a brief description of the program, from the university.

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- E) A complete work history indicating all employment since receipt of a baccalaureate degree. Such work history shall also include any experience earned prior to receipt of a baccalaureate degree pursuant to Section 8(b)(2) of the Act.
- 3) Upon receipt of the application and all supporting documentation in complete order, the applicant's file will be presented to the Board for evaluation of the required education and experience as specified in Sections 1380.210, 1380.220 and 1380.230. Once the application has been approved, those persons will be notified of their eligibility to register for Part II of the examination, examination filing deadline and the required examination fee as provided for in Section 20 of the Act.

b) Applicant not enrolled as an Engineer Intern

- 1) An applicant shall have acquired all experience as required in Section 1380.240 PRIOR TO making application to the Department.
- 2) An applicant for registration as a professional engineer who is not enrolled or certified as an Engineer Intern shall file an application on forms supplied by the Department by November 15 ~~December-15~~ for the spring examination or by May 15 ~~June-15~~ for the fall examination. The application shall include, in addition to the requirements of Section 8 of the Act, the following:

A) Either:

- i) A degree from an approved Engineering Program. Completed college certification form showing receipt of a baccalaureate degree from an approved engineering program, and completed experience verification form(s) completed by the supervisor, indicating the required 4 years of experience; or

- ii) A degree in Basic Engineering or Related Science. Completed college certification form showing receipt of a baccalaureate degree in basic engineering or related science; an official transcript of educational credit; and completed experience verification form(s) completed by the supervisor, indicating the required 8 years of experience.

B) The required fee specified in Section 20 of the Act--and.

C) For an applicant claiming credit for participation in a cooperative program, as described in Section 1380.230(a)(3), certification of such participation with a brief description of the program, from the university.

D) A complete work history indicating all employment since receipt of a baccalaureate degree. Such work history shall also include any experience earned PRIOR TO receipt of a baccalaureate degree pursuant to Section 8(b)(2) of the Act.

E) ~~in-addition-to-meeting-the-requirements-in-the-subsection of an-applicant-seeking-waiver-of-the-fundamentals-of-engineering-examination-pursuant-to-section-12(c)-of-the-act shall--hold--a--doctoral--degree--from-a-graduate-engineering program-approved-in-acordance-with-section-1380-210(f)--and~~



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shall have demonstrated a broad knowledge of the fundamentals of engineering by successfully completing course work including 10 of the following subjects:

- †† Calculus
- ††† Differential Equations
- ††† Chemistry
- ††† Physics
- †† Statics
- †† Dynamics
- ††† Materials Science or Structure of Matter
- ††† Mechanics of Materials
- †† Electrical Circuits
- †† Fluid Mechanics
- †† Thermodynamics
- ††† Engineering Economics

- 3) Upon receipt of the application and all supporting documentation in complete order, the applicant's file will be presented to the Board for evaluation of education and required experience as specified in Sections 1380.210, 1380.220 and 1380.230. Once the application has been approved, those persons will be notified of their eligibility to register for both Part I and Part II of the examination, examination filing deadline, and the required examination fee as provided for in Section 20 of the Act.

(Source: Amended 18 Ill. Reg. 14737, effective SEP 19 1994 )

## Section 1380.260 Examination

- a) The examination for licensure as a professional engineer shall be divided into two Parts, each Part being 8 hours in duration. If an applicant wishes only to be enrolled as an Engineer Intern, and if he otherwise qualifies under Section 1380.240, he shall be required to take only Part I of the examination.

1) Part I - Fundamentals of Engineering Examination shall consist of problems or other examining techniques designed to evaluate the applicant's knowledge of the basic and engineering sciences and related subjects normally considered as the fundamentals of an engineering education.

2) Part II - Principles and practice of Engineering Examination shall consist of problems or other examining techniques relating to designs in or to the practice of professional engineering as described in Section 4(o) of the Act.

- b) The examination administered by the Department shall be provided by the National Council of Examiners for Engineering and Surveying (NCEES). The specific examination content shall be as determined by periodic evaluations of the test specifications by NCEES.

c) Part I of the examination will be waived for an applicant who is licensed as a structural engineer and who received such license by

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passing the fundamentals of engineering examination administered under the Structural Engineering Licensing Act of 1989 [225 ILCS 340] (4117 Rev. 1989) (4117 par. 6601 et seq.).

- d) The scoring of the examinations and determination of scores shall be as approved by NCEES. Separate scores shall be given for Part I and Part II and shall be reported as pass or fail. The passing score on each Part shall be 70.

e) An applicant who sits for both Parts I and II of the examination and passes only Part I shall be eligible to be enrolled as an Engineer Intern.

- f) Retake of Examination.

1) Applicants shall be required to retake only the Part(s) on which a passing score was not achieved.

2) If an applicant neglects, fails without an approved excuse, or refuses to take the next available examination offered for licensure under this Act within 3 years after filing the application, the fee paid by the applicant shall be forfeited and the application denied. If an applicant fails to pass an examination for licensure under this Act within 3 years after filing the application, the application shall be denied. However, such applicant may thereafter make a new application for examination, accompanied by the required fee (Section 9(b) of the Act). New applications shall include proof of meeting the qualifications for examination in effect at the time of such new application except as provided in subsection (g).

- g) Successful scores of previously passed parts of the examination shall be accepted for the purposes of licensure provided the applicant has met all other requirements for licensure as outlined in the Act. For such purposes, the most recent score on a Part(s) shall be the score of record. In no circumstances shall the Department accept a previous passing score on a Part(s) for an applicant whose score of record is a failing score.

h) A candidate who fails an examination may not review his/her examination booklet or the associated answer sheets. Rescoring of the examination or any individual problem is not permitted; however, a retabulation of the numerical score will be permitted.

- i) If an applicant has failed an examination, the examination may not be waived for licensure.

(Source: Amended at 18 Ill. Reg. 14737, effective SEP 19 1994 )



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## Section 1380. APPENDIX A Significant Dates for the Administration of Section 19 of the Act - Endorsement

- a) July 20, 1945. The Illinois Professional Engineering Act became effective on July 20, 1945. Prior to that date, there was no legal requirement in Illinois governing the practice of Professional Engineering or requiring registration of engineers.
- b) July 20, 1946. That date terminated registration under the "Grandfather Clause," which exempted Illinois residents engaged in the practice of Professional Engineering from examination, unless affected by service in the armed forces of the United States including the Merchant Marine. Thereafter, full examination was required except as indicated under subsections (c) and (d), below.
- c) November 20, 1946. Prior to that date, graduates of approved engineering curricula with 4 or more years of professional engineering experience were eligible for registration by examination of their record of education, experience, and substantiating evidence. Written examination was not required.
- d) July 20, 1950. Prior to that date, graduates of approved engineering curricula with 4 or more years of professional engineering experience were required to take only Part II of the written examination for registration.
- e) Applicants originally licensed in New York or Pennsylvania prior to January 1, 1965, shall have their Twelve-hour examination accepted for endorsement based on prior agreement.
- f) January 1, 1974. Prior to that date, an EIT applicant was eligible for examination upon proof of at least 4 years of study, training and experience.
- g) January 1, 1978. Prior to that date, an applicant who qualified with 8 years of combined education and experience would be admitted to the full examination.
- h) January 1, 1990 to January 1, 1994. An applicant seeking waiver of the fundamentals of engineering examination pursuant to Section 12(c) of the Act shall hold a doctoral degree from a graduate engineering program approved in accordance with Section 1380.210(f) and shall have demonstrated a broad knowledge of the fundamentals of engineering by successfully completing course work including 10 of the following subjects:

- 1) Calculus
- 2) Differential Equations
- 3) Chemistry
- 4) Physics
- 5) Statistics
- 6) Dynamics
- 7) Materials Science or Structure of Matter
- 8) Mechanics of Materials
- 9) Electrical Circuits
- 10) Fluid Mechanics
- 11) Thermodynamics

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED AMENDMENT(S)

## 12) Engineering Economics

(Source: Amended at 18 Ill. Reg. **14737**, effective SEP 19 1994 )

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED AMENDMENT(S)

- 1) Heading of the Part: The Structural Engineering Licensing Act of 1989
- 2) Code Citation: 68 Ill. Adm. Code 1480
- 3) Section Numbers: Adopted Action:
- 1480.140 Amendment
- 1480.150 Amendment
- 1480.190 Amendment
- 4) Statutory Authority: The Structural Engineering Licensing Act of 1989 (Ill. Rev. Stat. 1991, ch. 111, pars. 6601 through 6638) [225 ILCS 340].
- 5) Effective Date of Amendments: September 19, 1994
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: September 20, 1994
- 9) Date Notice of Proposal Published in Illinois Register: April 15, 1994, at 18 Ill. Reg. 5749
- 10) Has JCARE issued a Statement of Objections to these amendments? No
- 11) Difference(s) between proposal and final version:

Changes were made in the Renewal Section, primarily to add another way for licensees to submit satisfactory evidence of knowledge in seismic design in order to renew their licenses, starting with the 1996 renewal. The Department, upon recommendation of the Structural Engineering Board, agreed to accept the Western States Structural Examination or the NCES Structural II PM Examination taken in other states, provided they were passed on or after the spring 1993 administrations.

Also added to the Renewal Section was language clarifying that audited courses shall not be accepted as meeting seismic design knowledge requirements. Other changes from the proposed version involved punctuation, structure and style.

- 12) Have all the changes agreed upon by the Agency and JCARE been made as indicated in the agreement letter issued by JCARE? Yes.

- 13) Will these Amendments replace Emergency Amendments currently in effect?  
No

- 14) Are there any Amendments pending on this Part? No

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED AMENDMENT(S)

- 15) Summary and Purpose of Amendments: This rulemaking implements Section 14 of The Structural Engineering Licensing Act of 1989, which requires structural engineers, starting with the 1996 license renewal, to submit to the Department of Professional Regulation satisfactory evidence of knowledge in seismic design.
- 16) Information and questions regarding this amended part shall be directed to:

Department of Professional Regulation  
Attention: Jean Courtney  
320 West Washington, 3rd Floor  
Springfield, Illinois 62786  
217/785-0800 Fax #: 217/782-7645

The full text of the Adopted Amendments begins on the next page:

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED AMENDMENT(S)

TITLE 68: PROFESSIONS AND OCCUPATIONS  
 CHAPTER VII: DEPARTMENT OF PROFESSIONAL REGULATION  
 SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

## PART 1480

## THE STRUCTURAL ENGINEERING LICENSING ACT OF 1989

Section	Statutory Authority (Repealed)
1480.10	Licensure (Repealed)
1480.20	Approved Education Qualifications (Repealed)
1480.30	Approved Experience Qualifications (Repealed)
1480.40	Renewals (Renumbered)
1480.45	Restoration of Expired Certificate (Repealed)
1480.50	Granting Variances (Renumbered)
1480.60	Approved Structural Engineering Curriculum
1480.110	Definition of Degree in Related Science
1480.120	Approved Experience
1480.130	Application for Licensure by Examination
1480.140	Examination
1480.150	Restoration
1480.160	Endorsement
1480.170	Inactive Status
1480.180	Renewals
1480.190	Corporations and Partnerships
1480.200	Standards of Professional Conduct
1480.210	Granting Variances (Renumbered)
1480.220	

AUTHORITY: Implementing the Structural Engineering Licensing Act of 1989 [225 ILCS 340] and authorized by Section 60(7) of the Civil Administrative Code of Illinois [20 ILCS 2105/60(7)].

SOURCE: Adopted at 4 Ill. Reg. 22, p. 242, effective May 15, 1980; amended at 4 Ill. Reg. 44, p. 475, effective October 20, 1980; codified at 5 Ill. Reg. 11068; amended at 5 Ill. Reg. 14171, effective December 3, 1981; emergency amendment at 6 Ill. Reg. 916, effective January 6, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 7448, effective June 15, 1982; transferred from Chapter I, 68 Ill. Adm. Code 480 (Department of Registration and Education) to Chapter VII, 68 Ill. Adm. Code 1480 (Department of Professional Regulation) pursuant to P.A. 85-225 effective January 1, 1988, at 12 Ill. Reg. 2947; emergency amendment at 13 Ill. Reg. 5781, effective April 5, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 13891, effective August 22, 1989; amended at 15 Ill. Reg. 7081, effective April 29, 1991; amended at 17 Ill. Reg. 11162, effective July 1, 1993; amended at 18 Ill. Reg. 14751, effective SEP 19 1994.

## Section 1480.140 Application for Licensure by Examination

An applicant for licensure by examination shall file an application, on forms

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provided by the Department, by November 15 ~~December--15~~ for the spring examination, or by May 15 ~~June--15~~ for the fall examination. The application shall include the following:

- Verification of experience indicating the approved experience as set forth in Section 1480.130 of this Part;
- Certification of education of one of the following:

- 1) A degree from an approved structural engineering or architecture curriculum as set forth in Section 1480.110. Completed college certification form showing receipt of a bachelor of science degree from an approved structural engineering or architecture curriculum as set forth in Section 1480.110; an official transcript of educational credit; and completed experience certification form(s) indicating the required 4 years of approved experience, except as provided in subsection (c), below; or

- 2) A degree in a related science as set forth in Section 1480.120. Completed college certification form showing receipt of a bachelor of science degree in a related science; an official transcript of educational credit; and completed experience certification form(s), indicating the required 8 years of approved experience;

- If such applicant has ever been licensed in another jurisdiction, certification from the jurisdiction of original licensure and any other jurisdiction in which the applicant is or has ever been licensed, including the following:

- 1) The date of issuance of the applicant's license and the current status of such license;

- 2) The basis of licensure and a description of the examination by which the applicant was licensed, if any; and

- 3) Whether the records of the licensing authority contain any record of any disciplinary action taken or pending against the applicant;

- A complete work history, on forms provided by the Department, indicating all employment since receipt of a baccalaureate degree; and
- The required fee specified in Section 17 of the Act.

(Source: Amended at 18 Ill. Reg. 14751, effective SEP 19 1994)

## Section 1480.150 Examination

- The examination for licensure as a structural engineer shall be divided into 4 ~~three~~ parts--~~each part--being 8 hours in duration~~.

- 1) Fundamentals of Engineering. This examination shall be 8 hours in duration and shall consist of problems or other examining techniques designed to evaluate the applicant's knowledge of the basic and engineering sciences and related subjects normally considered as the fundamentals of engineering.

- 2) Part--~~of--the~~ Structural Structures I Examination. This examination shall be 8 hours in duration and shall consist of



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problems or other examining techniques relating to designs in or to the practice of structural engineering as described in Section 5 of the Act.

- 3) ~~Part--ii--of--the~~ Structural Structures II AM Examination. This examination shall be 4 hours in duration and shall consist of problems or other examining techniques relating to designs in structural engineering. Such problems may include, but not be limited to bridges, buildings, foundations and lateral forces.

- 4) Structural II PM Examination. This examination shall be 4 hours in duration and shall consist of problems or other examining techniques relating to designs in structural engineering and shall include seismic content. ~~All applicants shall be required to successfully complete the solution of the specified seismic design problem contained in Part--ii--of--the--structures examination.~~

- b) The examination administered by the Department shall be provided by the National Council of Examiners for Engineering and Surveying (NCEES). The specific examination content shall be as determined by periodic evaluations of the test specifications by NCEES.

- c) The scoring of the examinations and determination of scores shall be as approved by NCEES.

- d) Separate scores shall be given for the Fundamentals of Engineering, ~~Part-- Structural I, Structural II AM and Part Structural II PM. The passing score on the Fundamentals of Engineering shall be 70%--Part-I and Part-II All scores shall be graded as pass or fail. Once an applicant fails a Part(s) of the examination, that Part(s) shall not be waived.~~

- e) Candidates who fail an examination may not review their examination booklet or the associated answer sheets. Rescoring of the examination or any individual problem is not permitted; however, a retabulation of the numerical score will be permitted.

f) Retake of Examination.

- 1) Applicants shall be required to retake only the Part(s) on which a passing score was not achieved.

- 2) If an applicant neglects, fails without an approved excuse (illness, military service, motor vehicle accident occurring on date of examination, etc.), or refuses to take the next available examination offered for licensure under this Act, the fee paid by the applicant shall be forfeited and the application denied. If an applicant fails to pass an examination for licensure under this Act within 3 years after filing the application, the application shall be denied. However, such applicant may thereafter make a new application for examination, accompanied by the required fee (Section 10 of the Act). New applications shall include proof of meeting the qualifications for examination in effect at the time of such new application except as provided for in subsection (f).

- g) ~~Successful~~ scores of previously passed Parts of the examination shall be accepted for the purpose of licensure provided the applicant has

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met all other requirements for licensure as outlined in the Act. For such purposes the most recent score on a Part(s) shall be the score of record. In no circumstances shall the Department accept a previous passing score on a Part(s) for an applicant whose score of record is a failing score.

(Source: Amended at 18 Ill. Reg. 14751, effective SEP 19 1994.)

## Section 1480.190 Renewals

- a) Every license issued to an individual under the Act shall expire on November 30 of each even numbered year. The holder of a license may renew such license during the month preceding the expiration date thereof by paying the required fee set forth in Section 17 of the Act. Starting with the 1996 renewal, all licensees must submit satisfactory evidence of knowledge in seismic design in order to renew their licenses.

- 1) The seismic design requirement can be satisfied by any one of the following:

- A) Passage of the NCEES Structural II PM Examination administered by Illinois effective with the October 1991 administration or passage of the Western States Structural Examination or the NCEES Structural II PM Examination beginning with the spring 1993 administrations. Evidence of passage of one of the above-identified examinations shall be submitted by the licensee and may be a copy of the licensee's pass notice.

- B) Satisfactory completion of a Board approved course of instruction dealing with seismic design that is part of an approved engineering curriculum. The licensee shall submit the course title and catalog course description to the Board for approval prior to taking the course. Evidence of completion shall be a college transcript. Audited courses are not acceptable;

- C) Satisfactory completion of a Board approved professional seminar dealing with seismic design and involving a minimum of 16 contact hours (1.6 continuing education units or 1 semester hour of university credit) of lectures. Evidence of completion shall be by means of a valid certificate of completion signed by the providers of the seminar or an official transcript from the university. Audited course are not acceptable; or

- D) Evidence that the licensee has taught a Board approved professional seminar or course dealing with seismic design that is part of an approved engineering curriculum or has conducted significant research into the problems of seismic resistance of structures and published the results of the significant research.

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- 2) The Board shall utilize, but not be limited to, the following standards when approving a course or seminar in subsection (a)(1), (B), (C) and (D) above:
- A) Effects of earthquakes on buildings or bridges;
  - B) Structural standards and specifications for buildings or bridges;
  - C) Concepts in structural dynamics;
  - D) Seismic loading including seismicity;
  - E) Seismic response analysis; and
  - F) Seismic design concepts including concrete, steel, other structural materials and foundations.
- b) It is the responsibility of each licensee to notify the Department of any change of address. Failure to receive a renewal form from the Department shall not constitute an excuse for failure to pay the renewal fee or to renew one's license.
- c) Every license issued to a corporation or partnership under the Act shall expire on April 30 of each odd numbered year. The holder of such license may renew that license for a 2-year period during the month preceding the expiration date thereof by paying the required fee and submitting a current listing of structural engineers licensed in Illinois that are employed by the firm.
- d) Practicing or offering to practice on a license which has expired shall be considered unlicensed activity and shall be grounds for discipline pursuant to Section 20 of the Act.

(Source: Amended at 18 Ill. Reg. 14751, effective SEP 19 1994 )

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## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Commercial Vehicle Safety Inspection Section Hearings
- 2) Code Citation: 92 Ill. Adm. Code 450
- 3) Section Numbers: Adopted Action:  
 450.110 Amend  
 450.120 Amend  
 450.130 Amend  
 450.220 Amend
- 4) Statutory Authority: Implementing and authorized by Section 13-108 of the Illinois Vehicle Code [625 ILCS 5/13-108].
- 5) Effective Date of Rule(s): September 20, 1994
- 6) Do these rulemakings contain an automatic repeal date? No
- 7) Do these rule contain incorporations by reference? No.
- 8) Date Filed in Agency's Principal Office: September 20, 1994
- 9) Notice(s) of Proposal Published in Illinois Register:  
 May 20, 1994, 18 Ill. Reg. 7733
- 10) Has JCAR issued a Statement of Objections to these rules? No
- 11) Difference(s) between proposal and final version:  
 The following changes were made in agreement with JCAR and the Code Division:  
 A period has been added to the end of the sentence at the Authority Note.  
 The definitions were indented an additional 5 spaces.  
 The citation to the Vehicle Code in the definition of "Act" in Section 450.120 has been corrected.  
 The ILCS cite in the definition of "permit" has been corrected in Section 450.120.  
 In Section 450.130, the comma has been stricken after "Parkway." The word "the" has been inserted in the second line of this Section before the word "Director."  
 "SUBPART B: HEARINGS" was inserted before "Section 450.220 Place of Hearing."  
 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

DEPARTMENT OF TRANSPORTATION  
NOTICE OF ADOPTED AMENDMENTS

13) Will this rule replace an emergency rule currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of Rule(s):

By this Notice of Adopted Amendments, the Department updates statutory citations to correctly reference the Illinois Compiled Statutes. The Department proposes to change the name of this Part from "Vehicle Inspection Section Hearings" to "Commercial Vehicle Safety Section Hearings." The Section name was changed in 1989 due to reorganization within the Division of Traffic Safety. The Department also provides name and address changes for the Division's "Bureau of Safety Programs - Commercial Vehicle Safety Section."

Primarily, this rulemaking amends Section 450.220, Place of Hearing, to provide a new administrative hearing location at the Department's offices in Carbondale, Illinois. This new hearing location is more convenient for those Official Testing Station owners operating in the southern part of the state. These station owners will no longer be required to travel to Springfield for an administrative hearing.

16) Information and questions regarding these adopted amendments shall be directed to:

Name: Ms. Cathy Allen  
Address: Regulations Unit  
Department of Transportation  
Division of Traffic Safety  
P. O. Box 19212  
Springfield, Illinois 62794-9212  
Telephone: (217) 785-1135

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF TRANSPORTATION  
NOTICE OF ADOPTED AMENDMENTS

TITLE 92: TRANSPORTATION  
CHAPTER I: DEPARTMENT OF TRANSPORTATION  
SUBCHAPTER e: TRAFFIC SAFETY (EXCEPT HAZARDOUS MATERIALS)

PART 450  
VEHICLE INSPECTION COMMERCIAL VEHICLE SAFETY SECTION HEARINGS

SUBPART A: PROCEDURAL RULES

Section	
450.110	Applicability
450.120	Definitions
450.130	Filing
450.140	Form
450.150	Appearances
450.160	Complaint Relating to Violations of the Act or of the Regulations
450.170	Filing of Responsive Pleadings
450.180	Waiver of Hearing
450.190	Effect of Waiver of Hearings

SUBPART B: HEARINGS

Section	
450.210	Notice
450.220	Place of Hearing
450.230	Hearing Officer
450.240	Transcript

SUBPART C: COMPLAINT

Section	
450.310	Notice
450.320	Contents of Complaint
450.330	Motions and Answers
450.340	Motions to be in Writing
450.350	Appearance
450.360	Intervention
450.370	Filing
450.380	Rights
450.390	Continuances

SUBPART D: PROCEDURE IN HEARINGS

Section	
450.410	Order of Hearings
450.420	Discovery
450.430	Default

SUBPART E: FILING OF ORDER



DEPARTMENT OF TRANSPORTATION  
NOTICE OF ADOPTED AMENDMENTS

## SUBPART F: GENERAL RULES

Section  
450.510 Final Orders

Section	View of Testing Station
450.610	Judicial Notice
450.620	Subpoena
450.630	Appeal
450.640	

## APPENDIX A Illinois Citation and Complaint

**AUTHORITY:** Implementing and authorized by Section 13-108 of the Illinois Vehicle Code (Ill. Rev. Stat. 1991, ch. 95 1/2, par. 13-108) [625 ILCS 5/13-108].

SOURCE: Amended March 4, 1976; codified at 7 Ill. Reg. 2744; amended at 18 Ill. Reg. 14758, effective SEP 30 1994.

## SUBPART A: PROCEDURAL RULES

## Section 450.110 Applicability

~~Where-rules This Part herein published by the Department of Transportation, Division of Traffic Safety, Bureau of Safety Operations Programs, Vehicle Transportation--Section Commercial Vehicle Safety Section, shall govern the practices and procedures of all hearings conducted by the Division of Traffic Safety, Bureau of Safety Operations Programs, Vehicle--Inspection--Section Commercial Vehicle Safety Section.~~

(Source: Amended at 18 Ill. Reg. 124, effective 1-1-1904)

## Section 450.120 Definitions

As used herein, the following terms shall be defined as follows:

The term "Act" means the Illinois Vehicle Code of the State of Illinois, published as Chapter 95-1/2 of the Illinois Revised Statutes (Ill. Rev. Stat. 1991, ch. 95 1/2, pars. 1-1 et seq.) (625 ILCS 5);

The term "Department" means the Department of Transportation of the State of Illinois;

The term "Hearing Officer" means a person duly qualified and designated as a hearing officer under Section 450.230 of ~~these regulations~~ this Part;

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The term "permit" means a grant of privilege to a person by the Department of Transportation to operate an Official Testing Station as set forth in Section 13-103 of the Act (Ill. Rev. Stat. ~~1991~~ 1991, ch. 95 1/2, par. 13-103) [625 ILCS 5/13-103];

The term "Person" means any person defined in Section 1-159 of the Act (11. Rev. Stat. 1984 1991, ch. 95 1/2, par. 1-159) [625 ILCS 5/1-159];

The term "Regulations" means the published rules and regulations promulgated by the Department of Transportation, Division of Traffic Safety, Bureau of Safety Operations Programs, Vehicle-Inspection Section, Commercial Vehicle Safety Section, relating to the lawful, proper operation of an Official Testing Station;

The term "Secretary" means the Secretary of the Department of Transportation;

The term "Testing Station" means any official, certified vehicular testing station as set forth in Section 13-103 of the Act.

(Source: Amended at 18 Ill. Reg. 14758, effective SEP 20 1904)

## Section 450.130 Filing

Documents required to be filed with the Department of Transportation shall be addressed to and mailed to or filed with the Director, Division of Traffic Safety, Department of Transportation, 2900--South--Everett-McKinley-Barker Parkway, P.O. Box 19212, 3215 Executive Park Drive Springfield, Illinois 62764-62794-9212.

(Source: Amended at 18 Ill. Reg. 220.000, effective SEP 28 1994)

SUBPART B: HEARINGS

## Section 450.220 Place of Hearings

[illegible]

Hearings for alleged violation(s) of either the Act or 92 Ill. Adm. Code,

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Chapter I, Subchapter (e) or both occurring in Boone, Bureau, Carroll, Cook, DeKalb, DuPage, Grundy, Henry, Jo Daviess, Kane, Kankakee, Kendall, Lake, LaSalle, Lee, McHenry, Ogle, Rock Island, Stephenson, Whiteside, Will, and Winnebago Counties shall be held at the offices of the Department at 201 West Center Court, Schaumburg, Illinois. Hearings for alleged violation(s) of either the Act or 92 Ill. Adm. Code, Chapter I, Subchapter (e) or both occurring in Alexander, Clay, Clinton, Edwards, Franklin, Gallatin, Hamilton, Hardin, Jackson, Jefferson, Johnson, Lawrence, Marion, Massac, Monroe, Perry, Pope, Pulaski, Randolph, Richland, Saline, St. Clair, Union, Wabash, Washington, Wayne, White and Williamson Counties shall be held at the offices of the Department at 2801 West Murphysboro Road, Carbondale, Illinois. Hearings for alleged violation(s) of either the Act or 92 Ill. Adm. Code, Chapter I, Subchapter (e) or both occurring in any other county shall be held at the Department's offices located at 3215 Executive Park Drive, Springfield, Illinois.

(Source: Amended at 18 Ill. Reg. 14758, effective SEP 20 1994)

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Minimum Safety Standards for Construction of Type I School Buses
- 2) Code Citation: 92 Ill. Adm. Code 440
- 3) Section Numbers: Adopted Action:  
440.410 Amend  
440.420 Amend
- 4) Statutory Authority: Implementing Article VIII of Chapter 12 and authorized by Section 12-812 of the Illinois Vehicle Code [625 ILCS 5/12-Article VIII].
- 5) Effective Date of Rule(s): September 20, 1994
- 6) Do these rulemakings contain an automatic repeal date? No
- 7) Does this amendment contain incorporations by reference? Yes. These conform to Section 5-75(a) of the IAPA.
- 8) Date Filed in Agency's Principal Office: September 20, 1994
- 9) Notice(s) of Proposal Published in Illinois Register:  
April 29, 1994, 18 Ill. Reg. 6272
- 10) Has JCAR issued a Statement of Objections to these rules? No
- 11) Difference(s) between proposal and final version:

The following changes were made in agreement with JCAR and the Code Division:

The Authority Note was corrected.

In Section 440.420, the ILCS cite was inserted and the Ill. Rev. Stat. cite deleted. In the last sentence of this subsection the word "paragraphs" is replaced with "subsections."

In Section 440.420(j), "Section 440.420(t), below" is replaced with "subsection (t) below."

In Section 440.420(n)(1), "The following applies to glazing on Type I school buses:" was inserted.

In Section 440.420(n)(1)(A)(Window or door forward of rearmost ...), the work "glass" is inserted after the word "laminated".

The Ill. Rev. Stat. citations have been replaced with ILCS cites.

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENTS

In Section 440.420(r)(1)(B), "(Not pertinent)" is deleted and "The following applies to stop arm panels on Type I school buses." is inserted. Subsections (r)(1)(B)(i-iv) are renumbered.

In Section 440.420(r)(2), "Section 440.420" is replaced with the word "subsection."

Throughout the rule, "Section 440.420" has been replaced with the word "subsection."

In Section 440.420(s)(9), the brackets have been changed to parens.

In Section 440.420(v)(2), "in. (2)" has been changed to "sq. in. (2)".

In Section 440.420(v)(6), "in. (2)" has been changed to "sq. in. (2)".

In Section 440.420(y)(3), "in. (2)" has been changed to "sq. in. (2)".

In Section 440.420(rr)(2), "2" is changed to "2) Circuits".

12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreements letter issued by JCAR? Yes

13) Will this rule replace an Emergency Rule currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of Rule(s):

By this Notice of Adopted Amendments, the Department updates the Safety Standards contained in this Part by amending Section 440.410, "Federal Requirements," to create an "Incorporation by Reference" Section. Amended Section 440.410 will incorporate by reference 49 CFR 571.100 through 571.302, effective October 1, 1992, as amended at 57 FR 49413, November 2, 1992; as amended at 57 FR 57000, December 2, 1992; and as amended at 57 FR 57020, December 2, 1992.

By incorporating these rulemakings by reference, the Department's regulations will incorporate changes made in rulemaking Dockets:

Docket No. 88-21; Notice No. 3 [57 FR 49413 (November 2, 1992)]

Docket No. 89-26; Notice 3 [57 FR 57000 (December 2, 1992)]

Docket No. 88-21; Notice No. 5 [57 FR 57020 (December 2, 1992)]

Docket No. 88-21; Notice No. 3 establishes requirements for minimum emergency exit space based upon the seating capacity of the bus, establishes requirements for improved access to side emergency doors and establishes requirements to improve the visibility of school bus emergency exits.

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Docket No. 89-26; Notice 3 amends federal standard with respect to the field-of-view around school buses. Requires bus driver to be able to see, either directly or through mirrors, certain specified areas in front of and along both sides of school buses.

Docket No. 88-21; Notice No. 5 corrects Docket 88-21; Notice 3 to correct the formula for determining the amount of exit area which must be provided. The docket also added a table and three figures which were inadvertently omitted from Docket 88-21; Notice 3.

Section 440.420(a) is amended to include language regarding the use of a dedicated aisle adjacent to any side emergency door. The National Highway Traffic Safety Association provided discretion to the states in establishing standards for buses manufactured for use in their own states. Section 440.420(a) is amended accordingly.

Section 440.420(i)(6) is amended to provide that only yellow retroreflective tape can be used to outline exterior emergency exits as required by 57 FR 49413, November 2, 1992.

Section 440.420(k) is amended to describe in detail what is required in the first aid kit. The current language is vague and references a non-existent federal regulation.

Section 440.420(aa) is amended to establish standards for flip-up seats which may be adjacent to any side emergency exit door.

Section 440.420(ff) is amended to reflect the impact of P.A. 88-415, effective 8/20/93 which allows the Department to promulgate standards for stop signal arms on school buses manufactured prior to September 1, 1992. This rulemaking establishes standards which allow either a hexagon on an octagon-shaped semaphore on buses manufactured prior to September 1, 1992.

Finally, other minor changes are made throughout this rulemaking.

16) Information and questions regarding these adopted amendments shall be directed to:

Name: Ms. Cathy Allen  
Address: Regulations Unit  
Department of Transportation  
Division of Traffic Safety  
P.O. Box 19212  
Springfield, Illinois 62794-9212  
Telephone: (217) 785-1135

The full text of the Adopted Amendments begins on the next page:



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## TITLE 92: TRANSPORTATION

## CHAPTER I: DEPARTMENT OF TRANSPORTATION

## SUBCHAPTER e: TRAFFIC SAFETY (EXCEPT HAZARDOUS MATERIALS)

## 440.505 Conformance to the Requirements

## 440.510 Federal Requirements

## 440.520 State Requirements

## PART 440

MINIMUM SAFETY STANDARDS FOR CONSTRUCTION  
OF TYPE I SCHOOL BUSES

## SUBPART A: INTRODUCTION

## Section

440.10

440.20

440.30

Order

Guidelines

Responsibilities

## SUBPART B: GENERAL

## Section

440.110

440.120

440.130

440.140

440.150

Purpose

Scope

Applicability

Effective Date

Quantified Requirements

## SUBPART C: DEFINITIONS

## Section

440.205

440.210

440.220

Dictionary Used

Federal Definitions

State Definitions

## SUBPART D: CERTIFICATION

## Section

440.305

440.310

440.320

Certification by Manufacturer

Federal Standards

State Standards

## SUBPART E: BODY REQUIREMENTS

## Section

440.405

440.410

440.420

Conformance to the Requirements

Federal Requirements Incorporation by Reference of Federal Motor

Vehicle Safety Standards

State Requirements

## SUBPART F: CHASSIS REQUIREMENTS

## Section

(Source: Amended at 18 Ill. Reg. 14768, effective

ILLUSTRATION A Hexagon Shaped Stop Signal Arm

ILLUSTRATION B Octagon Shaped Stop Signal Arm

APPENDIX A Federal Motor Vehicle Safety Standards (FMVSS) and Related Regulations

APPENDIX B First Aid Kit Requirements (Referred to in Section 440.420(k))

APPENDIX C Specification Sheet Reflective Material -- Encapsulated Lens

(Based on FHWA Notice N 5040.17, June 15, 1976)

AUTHORITY: Implementing Article VIII of Chapter 12 and authorized by Section 12-812 of the Illinois Vehicle Code (Ill. Rev. Stat. 1991, ch. 95 1/2, pars. 12-800 through 12-820) [625 ILCS 5/12-Art. VIII].

SOURCE: Filed June 20, 1977; amended at 6 Ill. Reg. 7147, effective June 2, 1982; codified at 8 Ill. Reg. 15502; amended at 11 Ill. Reg. 15947, effective September 21, 1987; amended at 12 Ill. Reg. 8463, effective May 3, 1988; amended at 16 Ill. Reg. 1655, effective January 14, 1992; amended at 17 Ill. Reg. 3530, effective March 2, 1993; amended at 18 Ill. Reg. 14768, effective SEP 20 1994.

NOTE: In this part, superscript numbers or letters are denoted by parentheses; subscript are denoted by brackets.

## SUBPART E: BODY REQUIREMENTS

Section 440.410 Federal Requirements Incorporation by Reference of Federal Motor Vehicle Safety Standards

Each bus body must conform to the applicable provisions of the Federal Motor Vehicle Safety Standards (FMVSS) 101, 103, 104, 107, 108, 111, 113, 117, 119, 124, 125, 127, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

Each bus body must conform to the applicable provisions of the Federal Motor Vehicle Safety Standards (FMVSS) (49 CFR 571.100 through 571.302). Those applicable provisions of the FMVSS are incorporated by reference as that Subpart of the FMVSS was in effect on October 1, 1992, as amended at 57 FR 49413, November 2, 1992; as amended at 57 FR 57000, December 2, 1992; and as amended at 57 FR 57020, December 2, 1992 and as amended at 59 FR 22997, May 4, 1994. No later amendments to or editions of 49 CFR 571.100 through 571.302 are incorporated.

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## Section 440.420 State Requirements

Except for mirrors, which may project 153 mm (6") beyond each side of the bus, a school bus shall not exceed 2.44 m (8 feet) in width, 4.12 m (13 feet 6 inches) in height, nor 12.81 m (42 feet) in length (Ill. Rev. Stat. 1999 1991, ch. 95 1/2, pars. 15-102, 15-103 and 15-107) [625 ILCS 5/15-102, 15-103 and 15-107]. However, a new bus will not be considered in nonconformance with these standards and will not be rejected in a "safety test" because one or more signal, clearance, parking, or driving lamps, mirror frames or supports, bumpers, rub rails, flexible portions of fender skirts or splash guards, or other safety devices extend beyond the above stated limits as necessary to perform their safety function properly; provided, such extension does not present a "snagging", sharp, or abrupt surface constituting an unwarranted hazard to a pedestrian. Each bus body shall be constructed so as to preclude road splash, road dust, or the bus engine's fumes or gas entering either the driver, passenger, or service entrance space through any joint, crack, hole, or opening other than an opened door or window. In addition, various portions of the bus body shall conform to the requirements set forth under the following paragraphs subsections.

a) Aisle. An aisle, easily negotiated ("easily negotiated" means that an aisle meets the dimension requirements set forth in this subsection from front of bus to back of bus) and free of tripping hazards ("tripping hazards" are tears, wrinkles and other imperfections in the floor covering material, or the floor itself causing the walking surface to be uneven), shall extend from the forward edge of the service entrance stairway to the emergency door in the rear of the bus or, when such door is absent, to the forward edge of the rearmost seat. This aisle shall be no less than 305 mm (12") wide at every location between floor covering and the top of each seat cushion and, in a bus manufactured in July 1987 or later, shall be no less than 380 mm (15") wide at and above a level 50 mm (2") below the top of any seat back on a non-handicapped student's seat. At least 1.75m (68.9") floor-to-ceiling height shall be provided above the entire required width of this aisle between the forward edge of the rearmost seat and the forward edge of the service entrance stairway. A dedicated aisle which conforms to 49 CFR 571.217 (as amended at 57 FR 49413, November 2, 1992 and as amended at 57 FR 57020, December 2, 1992 and as amended at 59 FR 22997, May 4, 1994) may be adjacent to any side emergency door.

b) Battery. Either one battery or two or more suitably connected batteries may be installed.

- 1) When rated in conformance with SAE Standard J537h the battery(s) shall provide a current flow for engine cranking no less than the engine manufacturer's recommended Cold Cranking Current (amperes for 30 seconds) at -18° C (0° F) or, at the purchaser's option, at -29° C (-20° F).
- 2) When rated in conformance with SAE Standard J537h the battery(s) shall provide a Reserve Capacity (duration of 25 ampere current flow) at 27° C (80° F) no less than 135 minutes.

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Agency Note: If the purchaser needs to provide for extended cold weather bus operation immediately after malfunction or failure of the battery charging equipment he should specify battery reserve capacity, and temperature, commensurate with the temperature and duration of extended operation needed.

- c) Battery Carrier. When the battery is mounted outside the engine compartment it shall be attached securely in a closed, weather-tight, and vented compartment that is located and arranged so as to provide for convenient routine servicing. The battery compartment door, or cover, shall be secured by an adequate manually operated latch(es) or other fastener(s). Each electrical cable connecting the battery(s) in this carrier to the body or chassis shall be one-piece between the battery terminal connector and the first body or chassis terminal connector.
- d) Bumper, Rear. The rear bumper shall be of channel type cross section with the top edge at least 225 mm (8.9") above the bottom edge, shall be formed from rolled steel at least 4.55 mm (.18") thick, and shall wrap around the rear corners of the body to a point at least 300 mm (11.8") forward of the rearmost point of the body at floor line. The rear bumper shall be attached to the chassis frame with provisions for removal by means of commonly available hand tools and the prevention of hitching-to or riding thereon. The rear bumper shall be of sufficient strength to permit the bus being pushed by another vehicle without permanent distortion.
- e) Capacity, Passenger. The rated passenger capacity of the bus shall be the same as the number of 330 mm (13") wide protected, convalescent, or handicapped passenger seating spaces either installed or provided for in the bus (Ill. Rev. Stat. 1989, ch. 95 1/2, par. 12-802). Examples: A seat 990 mm (39") in width provides 3 passenger spaces; A seat 985 mm (38.8") in width provides 2 passenger spaces; A device resembling a seat but less than 330 mm (13") in width would not provide a passenger space. Neither a space not conforming to FMVSS 222 nor the driver's space shall be counted as a passenger space, except that any suitable space for transporting a convalescent or handicapped passenger shall be counted as a passenger space when computing passenger capacity.
- f) Certificate and Registration Card Holder. At least 1 card holder with a transparent face no less than 150 mm by 100 mm (5.9" by 3.9") shall be securely affixed to the inside header panel out of the students' easy reach.
- g) Color and Paint, Exterior. Except where otherwise specified, or allowed, the exterior of the bus shall be National School Bus Chrome Yellow (Federal Standard No. 595a, glossy chrome yellow enamel No. 13432).
  - 1) Bumpers, wheels, rub rails, and body trim (if used) shall be black (Federal Standard No. 595a, glossy black enamel No. 170381).
  - 2) Hood top may be either lusterless black, (595a, 37038) or lusterless chrome yellow.



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Agency Note: To be certain of glare reduction, a purchaser should specify a lusterless paint.

- 3) Cowl top may be same finish as hood top.
- 4) Hub caps (if supplied) and those grilles located forward of the engine may be a bright or light finish such as chrome, aluminum, white, etc.

h) Defrosters. Defrosting equipment shall be installed so as to help keep the window to the left of the driver and the glass in the service door clear of fog or frost. This defrosting equipment shall conform to those FWSS 103 performance requirements that are applicable to school bus windshields.

i) Emergency Exits. The following requirements apply to emergency exit doors and emergency exit windows.

- 1) A black arrow, curved or straight, at least 150 mm (5.9") in length and 15 mm (.6") in width, showing the direction each outside emergency exit release mechanism is to be moved to open the emergency exit, shall be painted or permanently affixed on the outside yellow portion of the bus within 150 mm (5.9") of each release mechanism.

2) An arrow showing the direction each inside emergency exit release mechanism is to be moved to open the emergency exit shall be painted or permanently affixed inside the bus within 150 mm (5.9") of each emergency exit release mechanism. Each inside arrow shall contrast with its background and, where suitable space is limited, may be smaller than the outside arrow(s) but must be conspicuous.

3) An audible and visible alarm shall be provided which will alert the driver when the engine is running and an emergency exit is locked and cannot be opened quickly and solely by operating the inside or outside emergency exit release mechanism(s) in accordance with the arrow(s) and instruction provided adjacent to the release mechanism(s).

4) An audible and visible alarm shall be provided which will alert the driver when the engine is running and either an emergency exit window, located within 460 mm (18.1") of the seating surface of a passenger seat, or an emergency exit door is released; i.e., "unlatched".

5) An alarm disconnect, "squench control", or other alarm defeating or attenuating device shall not be installed.

6) For buses manufactured on or after May 2, 1994, each opening for a required emergency exit must be outlined around its outside perimeter with a minimum 1 inch (2.54 cm) wide yellow retroreflective tape. This yellow retroreflective tape must be on the exterior surface of the bus and conform to all requirements of 49 CFR 571.217 (as amended at 57 FR 49413, November 2, 1992 and as amended at 57 FR 57020, December 2, 1992).

j) Fire extinguisher (Optional).

Agency Note: At least one fire extinguisher must be carried in each

school bus transporting pupils but the purchaser may elect to install an extinguisher which conforms to the requirements below after the bus is purchased.

The fire extinguisher, if installed in the bus, shall be of the dry chemical type, with pressure gauge, mounted in a quick-release bracket of automotive type located in view of and readily accessible to the driver, except when carried in the locked compartment authorized under Section 440-420(k)(2) below subsection (t) below. The fire extinguisher shall be of a type approved by the Underwriters' Laboratories, Inc., with a rating not less than 10-BC. The operating mechanism shall be sealed with a type of seal that will not interfere with the use of the fire extinguisher.

Agency Note: At least one fire extinguisher MUST be carried in each school bus transporting pupils but the purchaser may elect to install an extinguisher he owns which conforms to the above requirement.

k) First-Aid Kit (Optional).

1) The first aid kit, if installed in the bus, shall be readily identifiable and readily accessible to the driver. If this kit is not to be carried in the locked compartment authorized under Section 440-420(k)(2) below, it must be in view of the driver.

2) The first aid kit shall conform to Section 393.96(f) of the Federal Motor Carrier Safety Regulations in Title 49 of the Code of Federal Regulations (49 CFR 393.96) except the contents, which shall be as shown in 440-Appendix B-7-q-v.

AGENCY NOTE: A first aid kit must be carried in each school bus transporting pupils but the owner may elect to install a kit which conforms to this subsection after the bus is purchased.

1) The first aid kit must be readily identifiable and readily accessible to the driver. If the kit is not carried in the locked compartment as authorized in subsection (k)(2), it must be in view of the driver.

2) The first aid kit must include, but is not limited to, the following:

- A) 4" bandage compress - 2 packages
- B) 2" bandage compress - 2 packages
- C) 1" bandage or adhesive compress - 1 package
- D) 40" triangle bandage with two safety pins - 1
- E) Splint, wire or wood - 1

3) A tourniquet or any type of ointment, antiseptic or other medicine cannot be included.

1) Floor Covering.

1) All portions of the floor that come in contact with passengers' or driver's footwear shall be covered with a waterproof material. This floor covering shall not crack when subjected to sudden temperature change and shall be bonded securely to the floor with



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a waterproof substance. All seams and openings shall be filled with a waterproof sealer.

- 2) The floor covering in the aisles and entrance area shall be of ribbed, non-skid, wear-resistance type material commonly used in commercial passenger transportation vehicles.

m) Fuel System. Neither a fuel tank nor a fuel tube, pipe, or hose, may be installed within 300 mm (11.8") of the left exterior surface of a bus with GVWR 10,000 pounds, or less, unless such tank, tube, pipe, or hose either is located wholly inboard the left of the chassis frame (or equivalent structural member) or is installed in a bus conforming to S6.2, S6.3, and S6.4 in FMVSS 301-75 (49 CFR 571.301-75). A bus with GVWR 10,000 pounds, or less, constructed of an incomplete vehicle manufactured before September 1, 1977, shall be deemed not conforming to S6.2, S6.3, and S6.4 in FMVSS 301-75 unless the label required under Section 440.310, states the bus (vehicle) conforms to FMVSS in effect September 1977 (9/77) or the manufacturer furnishes a separate certification which states the bus conforms to S6.2, S6.3, and S6.4 in FMVSS 301-75. This separate certification shall be lettered and affixed in the same manner and location as the label required in Section 440.320.

## n) Glazing Materials.

- 1) The following applies to glazing on Type I school buses:

A) Laminated safety glass is optional on Type I school buses. All applicable provisions of FMVSS 205 apply to the optional laminated safety glass and also to any plastic material(s) used in multiple-glazed unit, including meeting the pertinent tests indicated below, which are specified in ANSI Standard Z26.1-1966 (R 1973), Z26.1a-1969, and are grouped in Table No. 1 of that Standard. Glazing shall be identified as shown below.

Glazing installed Shall meet tests grouped in Z26.1 Table No. 1 under: identification markings:

Windshield	Item 1, either laminated glass or multiple glazed unit;	AS 1 Glass;
Window or door forward of rear-most location of driver's seat back	Item-1-or-27 either-laminated glass-or-multiple glazed-unit;	AS 1 Glass, or AS 2 Glass;
All Other locations	Item--17--2--or--37 either----laminated glass--or--multiple glazed-unit--	AS 1 Glass, or AS 2 Glass, or AS 3 Glass.

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B) In addition, any exposed plastic layer of a multiple glazed unit shall be identified in conformance with FMVSS 205.

- 2) All glazing shall be installed so the identification markings are legible.

## o) Heaters.

1) An inside temperature of not less than 10 degrees Celsius (50° F) shall be maintained throughout the bus while the bus is moving at 75 kilometers per hour (46.6 miles per hour) in calm air at the average minimum January temperature, as established by the Weather Bureau, U.S. Department of Commerce, for the area in which the bus is to be operated.

2) Each heater shall bear a nameplate which shall identify the heater manufacturer and state the heater capacity rating when tested as recommended in SAE Recommended Practice J638, or when tested in accordance with other nationally recognized standard or code. The recommended practice, standard, or code under which the heater is rated shall be identified on the nameplate. Such nameplate shall constitute certification by the heater manufacturer that the heater performance is as shown on the plate.

3) Heater hoses shall be supported so as to prevent wear due to vibration. The hoses shall not dangle or rub against the chassis or sharp edges and shall neither interfere with nor restrict the operation of any engine function (such as an emission or ignition control mechanism). Heater hoses shall be protected or baffled between the point at which they enter the passenger compartment and the point of attachment to the heater so that, in the event of hose rupture or disconnection, passengers and/or driver will not be subject to hot water burns.

p) Heater Hose Connections at Engine. Each heater hose connection to the engine shall include a shutoff valve located as close to the engine as practical. Such connection and valve shall not interfere with any engine function whether closed, partially open, or fully open, with heater hoses installed properly.

## q) Interior.

1) Thermal and acoustic material(s) shall be installed in the ceiling and the sides of the body to reduce heat transfer and the interior noise level.

2) The passenger compartment of the bus, including the ceiling, shall be free of any visible or concealed projections likely to cause injury. Exposed lapped joints shall be connected and/or treated to reduce likelihood of injury from exposed edges. Materials or components in the passenger compartment shall be free of any sharp corner or projections or shall be padded so as to make injury unlikely.

## r) Lamps and Signals.

1) For informational purposes, pertinent requirements established by certain statutes and rules follow.

A) Whenever a school bus is operated for the purpose of

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transporting passengers other than persons in connection with an activity of the school or religious organization which owns the school bus or for which the school bus is operated, the . . . signal arm and flashing signal system shall not be operable through normal controls. (Rev-Stat--1989--ch--95-1/27-par--12-066f [625 ILCS 5/12-806])

B) The following applies to stop arm panels on Type I school buses:

i) The stop signal arm . . . shall be extended after the school bus has come to a complete stop for the purpose of loading or discharging pupils and shall be closed before starting out again. The stop signal arm shall not be extended at any other time.

ii) The alternately flashing red signal lamps . . . shall be actuated after the school bus has come to a complete stop for the purpose of loading or discharging pupils and shall be turned off before starting out again. The red signal lamps shall not be actuated at any other time.

iii) The alternately flashing amber signal lamps . . . shall be actuated continuously during not less than the last 100 feet traveled by the bus before stopping for the purpose of loading or discharging pupils within a business or residential district and during not less than the last 200 feet traveled by the bus outside a business or residential district. The amber signal lamps shall remain actuated until the bus is stopped. The amber signal lamps shall not be actuated at any other time. (Rev-Stat--1989--ch--95-1/27-par--11-144f [625 ILCS 5/11-1414])

C) The driver of a school bus carrying any school child is required to stop, listen, and look before crossing any railroad, except where certain traffic controls are present. (Rev-Stat--1989--ch--95-1/27-par--11-140f [625 ILCS 5/11-1202]) However, the State's Rules and Regulations For Operating A School Bus (which are enforced in conjunction with State-aid for public pupil transportation operations) require such driver to stop at railroad crossings (no exceptions), open door to the right, listen, and look in both directions before crossing.

2) Alternately Flashing Signal Lamps. Each bus shall be equipped with an 8 lamp alternately flashing signal system that conforms to S4.1.4.(b) of FMVSS 108 (49 CFR 571.108) and provides for compliance with the Illinois Statutes quoted above. A separate circuit breaker and a master switch shall be provided for this signal system. When in its "off" position, this master switch shall prevent operation of the 8 lamp system; shall prevent operation of any lamps mounted on the stop signal arm required under Section--440-420 subsection (ff); and shall prevent

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operation of any electrically controlled mechanism that would cause the stop signal arm to extend. The controls for the 8 lamp flashing signals, the stop signal arm, and the service entrance door shall be arranged so as to provide for the following sequence of operations while the engine is running:

A) Place the alternately flashing signal system master switch in its "off" position. Close and secure the service entrance door. Actuate the alternately flashing signal system hand or foot control. The alternately flashing signal lamps of either yellow (amber) or red color shall not go on.

B) With the master switch "off" and the hand or foot control actuated, open the service door. The alternately flashing signals of either color shall not go on and the stop signal arm shall not extend.

C) Deactivate the hand or foot control. Place the alternately flashing signal system master switch in its "on" position. Close and secure the service door. Then open the service door. The alternately flashing signal lamps of either color shall not go on and the stop signal arm shall not extend.

D) Close and secure the service door. Actuate the alternately flashing signal system by hand or foot control. A yellow pilot lamp in the view of the driver and the yellow alternately flashing signals shall go on.

E) Desecure but do not open the service door. The yellow pilot and the yellow alternately flashing signals shall go off. A red pilot lamp in the view of the driver and the red alternately flashing signals shall go on. The stop signal arm shall extend.

F) Fully open the service door. The red pilot and red signals shall remain on and the stop arm shall remain extended.

G) Close but do not secure the service door. The red pilot and red signals shall remain on and the stop arm shall remain extended.

H) Open the service door. The red pilot and red signals shall remain on and the stop arm shall remain extended.

I) Close and secure the service door. The red pilot and red signals shall go off and the stop arm shall retract.

J) Open the service door. Alternately flashing signals of either color shall not go on and the stop arm shall not extend.

3) Rear Turn Signals. Yellow turn signal lamps shall be mounted on the rear as far apart as practical and as high as practical but below the rear window. The effective projected illuminated area of these turn signal lamps shall be no less than required for the yellow alternately flashing signal lamps required under Section 440-420 subsection (r)(2), above; i.e., .0122 m(2)(19in(2)).

4) Stop Signals. Red stop lamps shall be mounted on the rear as far apart as practical but closer to the vertical centerline of the



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bus than the rear turn signal lamps required under Section 440-420 subsection (r)(3), and at the same height as those turn signal lamps. The effective projected illuminated area of these stop lamps shall be no less than required for the red alternately flashing signal lamps required under Section 440-420 subsection (r)(2); i.e., .0122 m(2) (19in(2)).

- 5) Side Turn Signals. Two yellow side turn signal lamps conforming to SAE Recommended Practice J914a, August 1973, shall be installed on each bus of more than 32 passenger seating capacity. Except as indicated below, this Recommended Practice shall be read as setting forth mandatory requirements. The lamps shall be "armored" and mounted on the body between the rub rails required under Section 440-420 subsection (z). The right lamp shall be within 1 m (39.4") of the rear of the service entrance but, on a forward control bus, not forward of the front axle. The left lamp shall be approximately the same distance from the front bumper as the right lamp.

- 6) Interior Lighting. At least the white nosings of the service entrance steps (Section 440-420 subsection (cc)(3)), the floor around the stepwell, the entire aisle, and each emergency door and emergency exit shall be illuminated by lamp(s) emitting a white light. At least 2 interior illumination lamps shall be installed in a bus that provides 330 mm (13") of seating width for each of 33 or more passengers. At least the nosings of the service entrance steps and the floor around the stepwell shall be illuminated automatically by opening of the service door. No lamp shall be installed at or near the eye level of a pupil moving through the service entranceway to the aisle unless such lamp does not shine directly into the eye(s) of any such pupil.

## s) Lettering.

- 1) General. Except where otherwise required or allowed, lettering on the outside of the body shall be black against a National School Bus Chrome Yellow background. All required letters and numerals shall conform to Series "B", or heavier series, of the Standard Alphabets for Highway Signs issued by the Federal Highway Administration, Washington, D.C. 20591. Decals may be used instead of paint. Signs, numbers, or letterings, other than those either required by statutes or required or permitted by these standards shall not be affixed permanently on either the outside of the bus or the inside of glazing so as to be visible to the outside. Inside lettering shall contrast with its background.

- 2) The words "SCHOOL BUS" shall be displayed against a National School Bus Chrome Yellow background as high as practical and approximately centered on the front and rear of the bus body, in letters at least 200 mm (8") high. These words may be painted on or applied to the bus body or displayed on a sign firmly attached to or built into the body. The background of an illuminated sign shall approximate the National School Bus Chrome Yellow color as

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closely as feasible.

- 3) A school bus identification number, supplied by the purchaser, shall be displayed as high as practical on the front and rear of the bus in numerals not less than 100 mm (4") high. Such number may be displayed on the sides of the bus as specified by the purchaser.
- 4) The name of the bus owner and/or the entity (such as school authority) for which the bus is operated shall be displayed on the right and left sides of the body, approximately centered and as high as practical below the window line, in letters at least 100 mm (4") high.
- 5) The body and/or chassis manufacturer's name, emblem, or other identification may be displayed, colorless or in any color, on any unglazed surface of the bus so as not to be mistaken for the name required in Section 440.420(s)(4), and so as not to interfere with any required letters or numerals.
- 6) The words "EMPTY WEIGHT", or the abbreviation "EMPTY WT.", or the letters "E.W.", followed by the empty weight of the bus (Section 440.220), stated in pounds and newtons, shall be displayed on the outside of the body near the rear edge of the service entrance in numerals and letters at least 50 mm (2") high.

Examples: EMPTY WEIGHT 16,800 lb

E.W. 16,800 lb

74-730-N

74-730-N

~~AGENCY-NOTER-While undergoing a safety test in compliance with Sec. 19-107, of the IVG, the bus must generate a braking force equal to at least 60 percent of its empty weight. The 55 empty weight (force of gravity--N) corresponds to the 8-9 customary empty weight (force of gravity--lb) used when computing the minimum braking force to be generated.~~

- 7) The word "CAPACITY", or the abbreviation "CAP.", and the rated passenger capacity (Section 440-420 subsection (e) above) followed by the word "PASSENGERS", or the abbreviation "PASS.", shall be displayed on the outside of the body near the rear edge of the service entranceway, and on the inside above the right portion of the windshield, in numerals and letters at least 50 mm (2") high. The words "NO STANDEES" shall be displayed inside above the windshield, approximately opposite the aisle but to the right of the mirror and sun visor, in letters at least 50 mm (2") high.
- 9) The words "EMERGENCY DOOR" or "EMERGENCY EXIT" may be displayed, inside or outside the bus, on a separate colorless background (such as white, aluminum, or silver) that extends no more than 15 mm (.6") above or below the words and no more than 25 mm (1") to the right or left of the words. The words "NO STANDEES" and/or the capacity (Section 440-420 subsection f(s)(7)) may be so displayed on the inside only.

- t) Locked Compartment (Optional). If specified by the purchaser, a lockable compartment may be installed for storage of fire extinguisher, first-aid kit, warning devices, wheel chocks, or other items.



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- 1) The compartment locking device shall be connected with an automatic audible and visible alarm that will alert the driver when the engine is running and the compartment is locked. No alarm disconnect, "squench control", or other alarm defeating mechanism shall be installed.
- 2) A red cross, formed of 5 equal squares, and the words "FIRST-AID KIT" shall be displayed on the compartment door, or cover, if the first-aid kit is to be carried in the locked compartment.
- 3) The words "FIRE EXTINGUISHER" shall be displayed on the compartment door, or cover, if the fire extinguisher is to be carried in the locked compartment.
- u) Metal Treatment.
  - 1) Unless excluded below, all steel or iron used in construction of the bus body and attached equipment shall be either resistant to atmospheric corrosion, or zinc coated, or treated by equivalent process. Particular attention shall be given to each fastener or attaching device, lapped surface, welded connection or fastening, cut edge, punched or drilled hole, surface subjected to abrasion, closed or box section, and any unvented or undrained area or space. The number of unvented or undrained areas or spaces is to be minimized. Excluded are door handles, grab handles, and interior decorative parts.
  - 2) As evidence that above requirements have been met, a sample of fastener, material, or section of body, coated or finished as installed in the bus, when subjected to a 1,000-hour salt spray test in accordance with Standard ANSI Z118.1-1974 "Method of Salt Spray (Fog) Testing" (ASTM B 117-73) shall not exhibit more than 10 percent reduction in weight after all adherent corrosion products are removed.
- v) Mirrors. Mirrors located inside or outside the bus shall be firmly supported, shall be adjustable, and shall afford the seated driver a clear, stable, reflected view.
  - 1) At least one interior mirror shall be installed so as to afford the seated driver a view of the bus interior as well as portions of the roadway to the rear of the bus. The mirror(s) shall be of clear glass, shall have an overall reflecting surface at least 150 mm (5.9") by 760 mm (29.9"), and shall be framed, with rounded corners and padded edges.
  - 2) An outside convex mirror shall be installed on the right side so as to afford the seated driver a reflected view of the roadway along the right side of the bus from at least the rear most surface of the rear bumper to at least the forward most surface of the right front tire. The projected reflecting area of this convex mirror shall be no less than .028 m<sup>2</sup> (43.4 sq. in.<sup>2</sup>).
  - 3) An outside convex mirror shall be installed on the left side so as to afford the seated driver a reflected view of the roadway along the left side of the bus from at least the rear most surface of the rear bumper to at least the front edge of the driver's seat in its most forward position.

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- 4) If any seated driver of a forward control bus does not have a view of the front bumper and the roadway in front of the bus, a convex mirror shall be installed so as to afford such seated driver a reflected view of the front bumper and the roadway in front of the bus.
- AGENCY NOTE: FMVSS 111 requires a crossview mirror on "conventional" school buses but not on forward control buses.
- 5) More convex mirrors than required above may be installed, if specified by the purchaser.
  - 6) Each convex mirror shall be mounted so as not to reduce the rectangular reflecting area of any flat outside mirror below .0323 m<sup>2</sup> (50 sq. in.<sup>2</sup>).
  - 7) The average radius of curvature of each convex mirror shall be as long as practical, so as to provide for the required or desired view with as little distortion as feasible.
  - 8) The reflecting surface on the back of each mirror shall be protected from abrasion, scratching, and atmospheric corrosion.
  - w) Mounting of Body. This subsection does not apply to an integral type bus.
    - 1) After the date of manufacture of the incomplete vehicle the chassis frame shall not be altered so as to extend the wheelbase. Other extension(s) of the chassis frame may be accomplished only by the incomplete vehicle, intermediate, or final-stage manufacturer or by an agent of such manufacturer properly instructed and authorized by such manufacturer to make such extension(s).
    - 2) Insulating material shall be placed at all mounting points between the body and chassis frame. This material shall be at least 5 mm (.2") thick, may have the quality of the sidewall of an automobile tire, and shall be so secured that it will not move, vibrate, or "crawl" out of place during normal operations.
    - 3) The body front shall be attached and sealed to the chassis cowl so as to prevent the entry of water, dust, or fumes through the joint between the chassis cowl and the body.
    - x) Rack, Book. Not permissible.
    - y) Reflectors, Front. Two yellow (amber) reflectors are required to be installed so as to indicate either or both of the outer edges of the bus to a driver approaching the front of the unlighted bus between sunset and sunrise. (1111-Rev.-Stat-1989-CH-95-1727-PAR-12-2027 [625 ILCS 5/12-2021])
      - 1) Two yellow front reflectors, either prismatic or sheet (tape), shall be installed between 380 mm and 1525mm (15" & 60") above the roadway on either the fenders, the cowl, or the body as far apart as practical but with no part of the reflecting surface more than 300 mm (11.8") inboard of the maximum width of the bus at and including the rub rails required under Section-440-439 subsection (z), below.
      - 2) A prismatic reflex reflector, if installed, shall meet the performance requirements of FMVSS 108 and be installed with its

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front face essentially vertical and facing no more than 11.3 degrees outboard of forward.

- 3) Sheet or tape, if installed, shall be of reflex reflective material conforming to the specification in 440. Appendix C. The forward projected area of such reflector shall be no less than .005 m(2) (8 sq. in.  $\pm 2$ ).

z) Rub Rails.

- 1) Rub rails of longitudinally corrugated or ribbed steel at least 100 mm (3.9") wide shall be fixed on the outside of the bus.
- 2) There shall be one rub rail located approximately at seat level which shall extend from the rear of the service entrance completely around the bus body without interruption, except at a rear emergency door or a rear compartment, to a point of curvature near the front of the body on the left side.
- 3) There shall be one rub rail on each side located approximately at floor line which shall extend over the same longitudinal distance as the rub rail required under Section 440-420 subsection (z)(2), above, except:

- A) This rub rail need not extend across a wheel housing, and
- B) This rub rail may terminate at the radii of the right and left rear corners of the body.

- 4) Each rub rail required above shall be fastened to the bus body so as to attain at least 60 percent of the tensile strength of the weakest joined material, when strained in a direction parallel to the length of the rub rail.

- 5) Each joint in a rub rail required above shall be constructed so as to attain at least 60 percent of the tensile strength of a jointless length of rub rail, when strained in a direction parallel to the length of the rub rail.

- 6) More than 2 rub rails may be installed on a side and/or the rear of a bus.

aa) Seating. Each seat and each barrier are required to conform to Federal Motor Vehicle Safety Standards (FMVSS). See Section 440.10 and 440. Appendix A.

- 1) Seat, Driver's. The driver's seat shall be rigidly positioned, and shall afford both vertical and fore-and-aft adjustments of not less than 100 mm (3.9"), without the use of a tool or other non-attached device. The shortest distance between the steering wheel and the back rest of the operator's seat shall be no less than 280 mm (11").

2) Seats, Students'.

- A) In a bus manufactured in July 1987 or later:

At 1) Each non-handicapped student's seat shall be constructed so that the shortest straight-line distance from top of seat back to empty seat cushion is 28" when measured near the transverse center of the seat at the front of the seat back and along the angle of rearward inclination of the seat back. Since the height of a seat back is difficult to measure

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precisely on a repeatable basis, a measurement of 27.5" or more is deemed acceptable.

- B) 1) Each non-handicapped student's seat shall be forward facing.

- B) 2) A flip-up seat may be located only immediately adjacent to any side emergency door. The flip-up seat must conform to the following:

- i) The seat must be designed so that, when in the folded position, the seat cushion is flat against the seat back to prevent a child's limb from becoming lodged between the seat cushion and seat back.

- ii) The seat must be designed to discourage a child from standing on the seat cushion when in the folded position.

- iii) The working mechanism under the seat must be covered to eliminate any tripping hazard.

- iv) All sharp metal edges on the seat must be padded to prevent any snagging hazard.

- v) No portion of a seat frame or seat bottom may extend past door opening.

- vi) No portion of the door latch mechanism can be obstructed by a seat.

- vii) There must be at least 11.7 inches (30 cm) measured from the door opening to the seat back in front.

- 3) Barriers, Students'. In a bus manufactured in January 1988 or later, the vertical distance from the floor covering to the top of a barrier positioned in front of a student's seat (as required by FMVSS, [see Section 440. APPENDIX A, Standard No. 222]) shall measure not less than the vertical distance from the floor covering to the top of the seat back on the non-handicapped student's seat installed behind that barrier.

- 4) In the case of a seat to be occupied by a handicapped student, the seat back, forward facing, and barrier requirements of subsections (aa)(2) and (3) shall be changed only as necessary to meet the needs of the handicapped student (e.g., seat missing to accommodate wheelchair, hard surfaced stretcher installed to accommodate child who is not capable of sitting in a upright position).

bb) Seatbelt(s), Driver's. Each driver's seatbelt assembly shall be arranged so that all portions of the assembly remain above the floor when not in use. Any retractor(s) installed shall be of the automatic locking type.

cc) Service Entrance and Door.

- 1) The service entrance shall be located on the right side near the front, in unobstructed and convenient view of the driver. The service entrance shall have a minimum vertical opening of 1.7 m (67") and a minimum horizontal opening of 610 mm (24").

- 2) A steel grab handle not less than 250 mm (9.8") in length shall be firmly attached in an unobstructed location inside the



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- entrance way.
- 3) The bottom step in the entranceway shall not extend beyond the outside of the body. With all seats empty, the bottom step shall be not less than 300 mm (11.8") and not more than 400 mm (15.7") from the roadway. At least 2 steps shall be provided. The steps shall be enclosed. Risers shall be approximately equal. Each step, including the floor at the top riser, shall be surfaced with a nonskid material with a 40 mm (1.6") to 80 mm (3.1") white nosing as an integral piece.
  - 4) The service door shall be either manually or power operated by the seated driver. When in the closed and secured position, the door operating mechanism shall prevent accidental opening but shall afford prompt release and opening by the driver. No exposed parts of a door operating mechanism shall come together so as to shear or crush finger(s). The vertical closing edge(s) of a service door shall be padded to lessen chance of injury.
  - 5) A power operated door shall be equipped for emergency manual operation in case of power failure. Instructions for emergency operation of a power operated door shall be affixed permanently on the inside of the door in letters at least 12 mm (.5") high.
  - 6) A single-section service door shall be hinged at the front of the service entrance.
  - 7) Glazed panels shall be installed in the service door to afford the driver a view of small children outside the door, traffic signs, and intersecting roadways. The bottom of the lowest glazed panel(s) in the door shall be no higher than 900 mm (35.4") from the roadway when all seats are empty. The top of the upper glazed panel(s) shall be no more than 150 mm (5.9") below the top of the door.
  - 8) Service Door Lock (Optional). If ordered by the purchaser, a lock may be installed on or at the service door. Any type service door locking system installed in the bus shall conform to at least one of the following requirements.
    - A) Requirement 1: A locking system shall not be capable of preventing the seated bus driver from easily and quickly opening the service door.
    - B) Requirement 2: A locking system that is capable of preventing the seated bus driver from easily and quickly opening the service door shall include an audible and visible alarm to alert the driver when the engine is running and the service door is locked. No alarm disconnect, "squench control", or other alarm defeating or attenuating device shall be installed.
    - C) Requirement 3: A locking system shall not be capable of preventing the seated bus driver from easily and quickly opening the service door except when, and only when, a person outside the bus uses a key that is not capable of locking more than one of at least 1000 of the door manufacturer's key locking systems.

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- dd) Steering Wheel Clearance. The rim grip of the steering wheel shall have at least 50 mm (2") clearance in all directions, except at the spokes.
- ee) Steps, Body Front. On each side at the front of the body at least one grab handle and recessed foothold or folding stirrup step shall be installed so as to provide easy access to the windshield for cleaning purposes.
- ff) Stop Signal Arm.
  - 1) ~~Each school bus shall be equipped with a stop signal arm on the driver's side of the school bus which may be operated either manually or mechanically.~~
    - A) ~~For any school bus with a model year prior to 1984, the arm shall be a hexagon-shaped semaphore approximately 18 inches wide and 18 inches long and of 16 gauge metal.~~ ~~4500 psi shall be painted on both sides in white letters at least 6 inches high with a brush stroke approximately 7/8 inch wide and on a red background approximately 4 inches x 16 inches.~~ ~~Decals may be used instead of painting the remaining area of the stop signal arm shall be painted white and shall extend the arm is extended and shall turn off and stop flashing when the arm is retracted.~~ ~~(111 Rev. Stat. 19097 Ch. 95-1/2, par. 12-803)~~
    - B) ~~For any school bus with a model year after 1983, but manufactured prior to September 17, 1992, the arm can either be a hexagon or an octagon-shaped semaphore. The arm must conform to all other provisions listed in subsection (ff)(1)(A).~~
    - C) ~~For any school bus manufactured on and after September 17, 1992, the arm must be an octagon-shaped semaphore which conforms to 49 CFR 571.131 (October 1, 1992). No later amendments to or editions of 49 CFR 571.131 are incorporated.~~
  - 1) A stop signal arm must be installed on the left side of the bus and may be operated either manually or mechanically. Decals may be used in lieu of painting. Strobe lamps are acceptable on stop signal arms.
    - A) For any school bus manufactured on and after September 17, 1992 the arm must be an octagon-shaped semaphore which conforms to 49 CFR 571.131 (October 1, 1992). No later amendments to or editions of 49 CFR 571.131 are incorporated.
    - B) Buses manufactured prior to September 17, 1992 may either be equipped with an octagon-shaped semaphore which meets the requirements listed in subsection ff(1)(A) or a hexagon-shaped semaphore which meets the requirements listed



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in subsection ff(1)(C).  
Hexagon - The arm shall be a hexagon-shaped semaphore approximately 18 inches wide and 18 inches long and of 16 gauge metal. The stop signal arm shall have the word "STOP" painted on both sides in white letters at least six inches high with a brush stroke approximately 7/8 inch wide. The word "STOP" shall be painted on a panel with red background of approximately 8 inches by 16 inches. The remaining area of the stop arm blade is to be painted white with a band of white border at least 1/2 inch wide painted front and rear on both sides as contrast. The white portion of the stop signal arm shall be reflectorized or shall have double-faced lamps with red lens approximately four inches in diameter located in the top and bottommost position of the blade. These lamps shall light and flash alternately when the stop arm is extended and likewise turn off and stop flashing when the arm is closed.

- 2) "Operated .. mechanically" shall be interpreted to include power operation. Also, "16-gauge metal" shall be interpreted to include thicker metal and any nonmetallic material equivalent or superior to hot rolled 16-gauge mild steel in stiffness, corrosion resistance, and durability.
  - 3) Section 440. Illustration A depicts the hexagon shaped semaphore referenced in subsection ff(1)(AC). Section 440. Illustration B depicts the octagon shaped semaphore referenced in subsection ff(1)(EA).
  - 4) When demonstrating conformance with signal operating requirements by performing the sequence of operations specified under Section 440-420 subsection (r)(2), the driver, or operator, may employ any independent or manual operation or disconnection of the stop signal arm that is provided for convenient use by the seated driver without using any type of tool and without removing any unattached part.
- gg) Storage Compartment(s) (Optional).
- 1) If installed, the storage compartment(s) shall be fire-resistant and of adequate strength and capacity for the storage of the items to be carried, such as tire chains, tow chains, tools for roadside or minor repairs, school activity equipment, etc. The compartment(s) shall provide reasonable security for the contents and shall be constructed and installed so as to preclude passenger injury due to the compartment(s) or the contents becoming dislodged when the bus is subjected to the maximum possible braking force and to minimize chances of such injury when the bus is subjected to a collision impact.
  - 2) If a relatively small storage compartment is located inside the passenger compartment, seat cushion(s) alone may not serve as the cover for the compartment.
- hh) Sun Visor. An interior, adjustable, transparent, tinted sun visor not less than 150 mm (5.9") high by 760 mm (29.9") wide shall be so

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installed that it can be turned up and will remain up when not in use. It may be supported so that it can be moved for use on the driver's left, but when used in front of the driver and in a position approximately parallel to the windshield it shall be supported at or near each of its ends so as to minimize its vibration.

- ii) Tow Hook, Rear (Optional). Any tow hook(s) installed on the rear shall be attached or braced to the chassis frame, or to an equivalent structural member of an integral type bus. A tow hook may not extend beyond the rear face of the rear bumper.
- jj) Undercoating. The underside of the body, including floor members and the side panels below the floor, shall be coated with a fire-resistant undercoating material applied by the spray method so as to seal, insulate, reduce corrosion, and reduce interior noise. Non-metallic components need not be coated.
- kk) Ventilation. The body shall be equipped with a controlled ventilation system of sufficient capacity to maintain a satisfactory ratio of outside to inside air under cool and cold operating conditions without opening of windows. With a powered ventilation system, air outlet openings shall be located, sized, and manufactured so that, with doors and windows closed, a positive pressure is maintained in the driver and passenger spaces, to lessen chances of dangerous gas entering such spaces. Fresh air inlet(s) shall be located so as to minimize entrance of either dangerous engine gas or obnoxious engine fumes.
- ll) Warning Devices ~~(Optional)~~. Emergency warning devices supplied with the bus shall consist of 3 bi-directional, fluorescent-reflective, day-night, triangular warning devices that conform to FMVSS 125.  
 AGENCY NOTE: A school bus MUST carry warning devices when on the public roads, but the bus purchaser may elect to install ~~his-older~~ used warning devices that are in serviceable condition and that conform to 625 ILCS 5/12-702 ~~Section-12-702-of-196~~ and to school bus safety test requirements.
- mm) Weight Distribution and Gross Weight. Storage or cargo spaces, if installed, and seats shall be located so that when the bus is fully loaded as specified or advertised by the manufacturer the loads exerted on the roadway will exceed neither a tire load rating, nor a gross axle weight rating, nor the gross vehicle weight rating indicated by the data displayed on the label permanently affixed in compliance with Section 440.310.
- nn) Wheel Housings.
  - 1) Each wheel housing opening shall allow for unimpeded wheel and tire service or removal.
  - 2) Each rear wheel housing shall provide the clearance recommended in SAE Information Report J683a, July 1966, for installation and use of tire chains on the dual or single tires installed on the rear wheels.
- oo) Windows or Glazed Panels, Rear. Glazed panels, or windows, shall be installed in the rear of the bus so as to afford the seated driver a reflected view through the rear of the bus as wide and as high as practical without unduly weakening or increasing the cost of the body

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structure. Such view shall be as low as allowed by the back(s) of the rear seat(s) except that, when the aisle required under Section 440-420 subsection (a), extends to a rear emergency door, an additional lower glazed panel shall be installed to afford the driver an additional view through such panel at least the width of the required aisle and as low and high as practical. Any authorized or required sign(s), letters, or numerals displayed on the glazing in the rear of the bus shall be wholly located at least 1.12 m (44.1") above the floor; provided, however, the glazing identification markings required under Section 440-420 subsection (n)(2), may be displayed at lower levels.

pp) Window Openings, Side. The following subparagraphs do not apply to a window or glazed panel installed forward of a front passenger seat, and are optional for a window installed either beside a rear passenger seat, or in a side emergency exit.

1) By sliding downwards each side window not excluded above shall provide an opening (for emergency egress) at least 560 mm (22") wide (fore & aft) and at least 230 mm (9") high. However, with the window in its lowest position the opening shall be at least 460 mm (18.1") above the seating surface of any passenger seat. Any latch located in the side window opening shall be recessed. Each such opening shall be free of outside or inside window guard(s) or bar(s). Split-sash windows may be installed. Each exposed edge of glass shall be banded.

2) A horizontal "Stop Line" shall be affixed permanently across the stationary structure between each of the windows that can be opened by sliding downwards. The bottom of the line shall be between 150 mm and 155 mm (5.9" and 6.1") below the top of the window opening. The line shall contrast with the color of the stationary structure and be at least 5 mm (.2") wide.

qq) Windshield.

1) The windshield shall be large enough to permit the operator to see the highway clearly, and shall be curved or slanted to reduce glare. The front cornerposts and other supports shall be shaped and located so as to cause as little obstruction to the driver's view of the highway as practical.

2) The windshield shall have a graduated glazing shade band across the top. The definition and boundary of this shade band shall be as recommended in SAE Recommended Practice J100, July 1969.

rr) Wiring. The following applies to wiring in Type I school buses:

1) All wiring for lamps and other electrical devices shall be as recommended for automobiles, motor coaches, and heavy duty starting motor circuits in SAE Recommended Practices J556, J555a, and J541a and in other practices or standards referenced therein, unless preempted by FMVSS.

2) Circuits.

A) Wiring shall be arranged in at least nine regular circuits as follows:

1) Head, tail, stop (brake), and instrument panel lamps;

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ii) Clearance lamps and any lamps in or adjacent to step risers;  
 iii) Interior lamps;  
 iv) Starter motor;  
 v) Ignition, emergency exit alarm signal(s), and other alarm signal(s);  
 vi) Turn signal lamps;  
 vii) Alternately flashing signal lamps and stop signal arm lamps;  
 viii) Horn;

ix) Heater and defroster.

B) Any of the above combination circuits, except (vii), may be divided into independent circuits. Whenever feasible, all other electrical functions (sanders, windshield wipers, heaters, defrosters, etc.) shall be provided with independent and properly protected circuits.

3) Each body circuit shall be coded either by numeral(s) and/or letter(s) at approximately 100 mm (3.9") intervals, or by color and numeral(s) and/or letter(s), or by color(s) only. The code(s) shall appear on a diagram of the circuits in a readily accessible location.

4) A separate fuse or circuit breaker shall be provided for at least each circuit required under Section 440-420 subsection (rr)(2)(A), except that components of the engine starter and ignition circuits may be protected by other means.

5) Wires not enclosed within the body shall be fastened securely at intervals of not more than 460 mm (18.1").

6) All terminals and splice clips shall be accessible.

7) The chassis manufacturer shall install a readily accessible electrical terminal so that the net body and chassis electrical current flow can be indicated through a chassis ammeter without dismantling or disassembling the chassis component. The chassis wiring to this terminal shall have a current carrying capacity at least equal to the maximum generator output.

(Source: Amended at 18 Ill. Reg. 14764, effective 6-20-1994)



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- 1) Heading of the Part: Minimum Safety Standards for Construction of Type II School Buses

2) Code Citation: 92 Ill. Adm. Code 442

Section Numbers:	Adopted Action:
442.130	Amend
442.205	Amend
442.230	Amend
442.270	Amend
442.285	Amend
442.710	Amend

- 4) Statutory Authority: Implementing Article VIII of Chapter 12 and authorized by Section 12-812 of the Illinois Vehicle Code [625 ILCS 5/12-Article VIII].

5) Effective Date of Rule(s): September 20, 1994

6) Does this rulemaking contain an automatic repeal date? No

7) Does this amendment contain incorporations by reference?  
Yes. These conform to Section 5-75(a) of the IAPA.

8) Date Filed in Agency's Principal Office: September 20, 1994

9) Notice(s) of Proposal Published in Illinois Register:  
April 29, 1994, 18 Ill. Reg. 6304

10) Has JCAR issued a Statement of Objections to these rules? No

11) Differences between proposal and final version:  
The following changes were made in agreement with JCAR and the Code Division:

The Authority Note has been corrected.

The Source Notes are at the proper indent level.

At Section 442.230(g), "Section 442.230" has been changed to "subsection".

At Section 442.270, a closed paren has been added at the end of the sentence.

"SUBPART E: EQUIPMENT REQUIREMENTS" has been added before Section 442.710.

At Section 442.710(b)(1) "Maybe longer or wider" has been changed to "May be longer or wider". The agency note in this Section has also been corrected.

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENTS

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements letter issued by JCAR? Yes

13) Will this rule replace an emergency rule currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of Rules:

By this Notice of Adopted Amendments, the Department updates the safety standards contained in this Part to include federal rulemakings which affect this Part. Section 442.130, "Federal Requirements" is amended to correctly incorporate by reference the Federal Motor Vehicle Safety Standards and their revisions.

Since November 1992, the National Highway Traffic Safety Administration (NHTSA) has promulgated a number of rulemakings governing the construction of new school buses. Generally, the Department will incorporate those federal standards by reference at 49 CFR 571.100 through 571.302 as of October 1, 1992, as amended by 57 FR 49413, November 2, 1992; 57 FR 57000, December 2, 1992; as amended at 57 FR 57020, December 2, 1992. However, NHTSA has provided the states with some discretion in establishing standards for buses manufactured for use in their states. Following are the Department's policies regarding these discretionary issues.

1) Section 442.205 "Aisle" is amended to reflect the Department's approval of a dedicated aisle adjacent to any side emergency door.

2) Section 442.230 "Emergency Exits and Door Alarms" is amended to allow only yellow retroreflective tape when outlining each required emergency exit. This retroreflective tape is required by NHTSA's final rule at 57 FR 49413, November 2, 1992.

3) Section 442.270 "Seating" is amended to establish standards for flip-up seats.

Section 442.285, "Stop Signal Arm" is amended to reflect the impact of P.A. 88-415 which allows the Department to promulgate standard for stop signal arms on school buses manufactured prior to September 1, 1992. This rulemaking establishes standards which allow either a hexagon or an octagon-shaped semaphore on buses manufactured prior to September 1, 1992.

Section 442.710, "First-Aid Kit" is amended to delete references made to the commercial type first aid kit. The commercial type kit is not used by the industry and does not need to be included.

16) Information and questions regarding these adopted rules shall be directed to:

Ms. Cathy Allen



## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENTS

Regulations Unit  
Department of Transportation  
Division of Traffic Safety  
P.O. Box 19212  
Springfield, Illinois 62794-9212  
(217) 785-1135

The full text of the Adopted Amendments begins on the next page:

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENTS

TITLE 92: TRANSPORTATION  
CHAPTER I: DEPARTMENT OF TRANSPORTATION  
SUBCHAPTER e: TRAFFIC SAFETY (EXCEPT HAZARDOUS MATERIALS)

PART 442  
MINIMUM SAFETY STANDARDS FOR CONSTRUCTION OF  
TYPE II SCHOOL BUSES

## SUBPART A: GENERAL

Section  
442.110 Scope  
442.120 Definitions  
442.130 Federal Requirements

## SUBPART B: CONSTRUCTION OF BODY

Section  
442.205 Aisle  
442.210 Body Structure  
442.215 Ceiling and Sidewalls  
442.220 Defrosters  
442.225 Doors  
442.230 Emergency Exits and Door Alarms (See FMVSS)  
442.235 Floor Covering  
442.240 Glazing  
442.245 Heater  
442.250 Identification  
442.255 Mirrors  
442.260 Rub Rails  
442.265 Seat Belts  
442.270 Seating  
442.275 Service Entrance  
442.280 Stanchion Guard Panel or Barrier Guard  
442.285 Stop Signal Arm  
442.290 Tool Compartment (Purchaser's Option)  
442.295 Sun Visor  
442.300 Undercoating  
442.305 Ventilation  
442.310 Window Opening  
442.315 Windshield  
442.320 Windshield Wipers  
442.325 Windshield Washer

## SUBPART C: CHASSIS REQUIREMENTS

Section  
442.405 Air Cleaner  
442.410 Axles

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442.415	Brakes
442.420	Bumpers, Front and Rear
442.425	Drive Shaft
442.430	Engine
442.435	Exhaust System and Muffler
442.440	Frame
442.445	Fuel Tank
442.450	Heater Connections
442.455	Horn
442.460	Ignition Lock
442.465	Instruments
442.470	Oil Filter
442.475	Shock Absorbers
442.480	Springs
442.485	Steering Gear
442.490	Tires and Wheels
442.495	Transmissions

## SUBPART D: ELECTRICAL SYSTEM REQUIREMENTS

Section	
442.605	Battery
442.610	Generator or Alternator
442.615	Lamps, Reflectors, and Signals
442.620	Wiring

## SUBPART E: EQUIPMENT REQUIREMENTS

Section	
442.705	Fire Extinguisher (Purchaser's Option)
442.710	First-Aid Kit (Purchaser's Option)
442.715	Warning Devices for Disabled Vehicle (Purchaser's Option)
APPENDIX A	Hexagon Shaped Stop Signal Arm
APPENDIX B	Federal Motor Vehicle Safety Standards (FMVSS) and Related Rules
APPENDIX C	Specification for Sheet Reflective Material -- Encapsulated Lens (Based on FHWA Notice N 5040.17, June 15, 1976) (Repealed)
APPENDIX D	Sheeting and Tape, Reflective: Nonexposed Lens
APPENDIX E	Octagon Shaped Stop Signal Arm

AUTHORITY: Implementing Article VIII of Chapter 12 and authorized by Section 12-812 of the Illinois Vehicle Code (Ill. Rev. Stat. 1991, ch. 95 1/2, pars. 12-800 through 12-820) [625 ILCS 5/12-Art. VIII]

SOURCE: Adopted at 2 Ill. Reg. 45, p. 115, effective November 10, 1978; codified at 8 Ill. Reg. 15002; amended at 8 Ill. Reg. 15505, effective August 10, 1984; amended at 12 Ill. Reg. 4220, effective February 9, 1988; amended at 16 Ill. Reg. 1685, effective January 14, 1992; amended at 17 Ill. Reg. 3540,

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effective March 2, 1993; amended at 18 Ill. Reg. 14789, effective SEP 20 1994.

## SUBPART A: GENERAL

## Section 442.130 Federal Requirements

- a) FMVSS---Pedestrian-Motor-Vehicle---Safety---Standards---Each-bus---shall conform-to-the-applicable-provisions-of-the-FMVSS-shown-below:
- |     |   |       |
|-----|---|-------|
| 27  | 101-Engine-Location-Identification-and-Illumination   | title |
| 27  | 102-Transmission-Shift-Beaver-Sequence---Starter-Interlock-and-Transmission-Braking-Effect  |       |
| 37  | 103-Windshield-Defrosting-and-Defogging-Systems   |       |
| 47  | 104-Windshield-Wiping-and-Washing-Systems   |       |
| 57  | 105-75-Hydraulic-Brake-Systems  |       |
| 67  | 106-Hydraulic-Brake-Hoses   |       |
| 77  | 107-Reflecting-or-Shiny-Surfaces  |       |
| 87  | 108-Bumpers-Reflective-Devices---and---Associated---Equipment---including-Alternately-Flashing-Signal-Lamps                       |       |
| 97  | 111-Rearview-Mirrors-and-Cross-View-Mirror  |       |
| 107 | 112-Headlamp-Concealment-Devices  |       |
| 117 | 113-Hood-Batch-Systems  |       |
| 127 | 116-Hydraulic-Brake-Fluids  |       |
| 137 | 119-New-Pneumatic-Tires   |       |
| 147 | 120-Tire-Selection-and-Rims   |       |
| 157 | 121-Air-Brake-Systems   |       |
| 167 | 124-Accelerator-Control-Systems   |       |
| 177 | 205-Glazing-Materials   |       |
| 187 | 207-Seating-Systems-(222-also-applies)  |       |
| 197 | 208-Occupant-Crash-Protection-(222-also-applies)  |       |
| 207 | 209-Seat-Belt-Assemblies  |       |
| 217 | 210-Seat-Belt-Assembly-Anchorage  |       |
| 227 | 213-Child-Seating-Systems   |       |
| 237 | 217-Bus-Window-Retention-and-Release-and-Emergency-Exits  |       |
| 247 | 219-Windshield-Zone-Intrusion-(Buses-10,000-lb.-or-less-GVWR)   |       |
| 257 | 220-School-Bus-Rollover-Protection  |       |
| 267 | 221-School-Bus-Body-Joint-Strength-(Buses-more-than-10,000-lb.-GVWR)  |       |
| 277 | 222-School-Bus-Passenger-Seating-6-Crash-Protection---including-Passenger-Seat-Belts-(10,000-lb.-or-less)-and-Padding-(all-sizes) |       |
| 287 | 301-Fuel-System-Integrity   |       |
| 297 | 302-Flammability-of-Interior-Materials  |       |

- a) Each school bus must conform to the applicable provisions of the Federal Motor Vehicle Safety Standards (FMVSS) (49 CFR 571.100 through 571.302). Those applicable provisions of the FMVSS are incorporated by reference as that Subpart of the FMVSS was in effect on October 1, 1992, as amended at 57 FR 49413, November 2, 1992; as amended at 57 FR

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57000, December 2, 1992; and as amended at 57 FR 57020, December 2, 1992. No later amendments to or editions of 49 CFR 571.100 through 571.302 are incorporated.

- b) Federal Certification: The manufacturer, and all incomplete vehicle and intermediate manufacturers, shall comply with the applicable provisions of Part 567 "Certification", and Part 568 "Vehicles Manufactured in Two or More Stages", in 49 CFR 567 & 568, including the permanent affixing of a label in conformance with the above mentioned Federal regulations. This label constitutes the manufacturer's certification to all persons and organizations that the bus conforms to all applicable provisions of the Federal Motor Vehicle Safety Standards. (49 CFR 571)
- c) Availability and Summary:-- Availability and summary descriptions of the Federal certification regulations and the applicable FMVSS are in Appendix B.

(Source: Amended at 18 Ill. Reg. 14789, effective SEP 20 1994)

## SUBPART B: CONSTRUCTION OF BODY

## Section 442.205 Aisle

- a) Minimum clearance of all aisles, including the aisle (or passageway) leading to an emergency door in the rear, shall be 12 inches.
- b) A dedicated aisle which conforms to 49 CFR 571.217 (as amended at 57 FR 49413, November 2, 1993 and as amended at 57 FR 57020, December 2, 1992) may be adjacent to any side emergency door.

(Source: Amended at 18 Ill. Reg. 14789, effective SEP 20 1994)

## Section 442.230 Emergency Exits and Door Alarms (See FMVSS)

- a) Each emergency exit shall be equipped with an opening device which may be quickly released but which is designed to offer protection against accidental release.
- b) The emergency door shall be equipped with an electrical switch connected to an audible signal automatically operated and either located in the driver's compartment or audible to the seated driver when all passenger seats are filled with noisy pupils. The audible signal shall indicate the unlatching of this door. No cutoff switch or "squelch" control shall be installed in the circuit. The switch shall be enclosed to prevent tampering. Wires leading from the switch shall be concealed in the body.
- c) The installation of a lock on the emergency or service door shall include an audiovisual alarm, without cutoff switch or "squelch" control in its circuit, to indicate to the seated driver when the door is in the locked position while the ignition switch is in the "on"

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position; however, the audiovisual alarm for the SERVICE-DOOR service door is ~~OPTIONAL~~ Optional when:

- 1) The locking system is not capable of preventing the seated bus driver from easily and quickly opening the service door; or
- 2) The locking system is not capable of preventing the seated bus driver from easily and quickly opening the service door except when (and ONLY when) a person outside the bus uses a key that is not capable of locking more than one of at least 1000 of the door manufacturer's key locking systems.
- d) On a van conversion, any rear cargo door inside lock(s) of the type installed by the chassis manufacturer, (such as commonly used in cars -- "push" "pull" type) shall be made inoperable. In doing so, assure that the mechanism cannot, through jarring, vibration, etc., cause the door to become locked and be inoperable from the inside or outside.
- e) A black arrow, curved or straight, at least 5.9" in length and 0.6" in width, showing the direction each outside emergency exit release mechanism is to be moved to open the emergency exit, shall be painted or permanently affixed on the outside yellow portion of the bus within 5.9" of each release mechanism. This does not apply to a "push" or "pull" mechanism where the direction of movement to open cannot be shown by one arrow.
- f) An arrow showing the direction each inside emergency exit release mechanism is to be moved to open the emergency exit shall be painted or permanently affixed inside the bus within 5.9" of each emergency exit release mechanism. Each inside arrow shall contrast with its background and, where suitable space is limited, may be smaller than the outside arrow(s) but must be conspicuous. This does not apply to a "push" or "pull" mechanism where the direction of movement to open cannot be shown by one arrow.
- g) In the case of a "push" or "pull" type of release mechanism where the direction of movement to open the emergency exit cannot be shown by one arrow, either three or four straight arrows shall be placed as equally spaced as practicable around the object to be pushed or pulled, with the head of each arrow adjacent to and pointing directly at that object. Each arrow shall be the same color and, insofar as practicable, the same size as though it were a single arrow required under Section 442.230 subsection (e) or (f). In addition, the pertinent word "PUSH" or "PULL" shall be displayed near that object.
- h) For buses manufactured on or after May 2, 1994, each opening for a required emergency exit must be outlined around its outside perimeter with a minimum 1 inch (2.54 cm) wide yellow retroreflective tape. This yellow retroreflective tape must be on the exterior surface of the bus and conform to all requirements of 49 CFR 571.217 (as amended at 57 FR 49413, November 2, 1992 and as amended at 57 FR 57020, December 2, 1992).

(Source: Amended at 18 Ill. Reg. 14789, effective SEP 20 1994)



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## Section 442.270 Seating

See--PMVSS also Section 442. Appendix B (Federal Motor Vehicle Safety Standards (FMVSS) and Related Rules).

- a) No bus shall be equipped with "jump" or portable seats.
- b) The driver's seat shall be rigidly positioned and have a fore-and-aft adjustment without the use of tools or other nonattached devices.
- c) A flip-up seat for passengers may be located only immediately adjacent to any side emergency door. The flip-up seat must conform to the following:

- 1) The seat must be designed so that, when in the folded position, the seat cushion is flat against the seat back to prevent a child's limb from becoming lodged between the seat cushion and seat back.
- 2) The seat must be designed to discourage a child from standing on the seat cushion when in the folded position.
- 3) The working mechanism under the seat must be covered to eliminate any tripping hazard.
- 4) All sharp metal edges on the seat must be padded to prevent any snagging hazard.
- 5) No portion of a seat frame or seat bottom may extend past door opening.
- 6) No portion of the door latch mechanism can be obstructed by a seat.
- 7) There must be at least 11.7 inches (30 cm) measured from the door opening to the seat back in front.

(Source: Amended at 18 Ill. Reg. 14789, effective SEP 20 1994)

## Section 442.285 Stop Signal Arm

- a) Each school bus shall be equipped with a stop signal arm on the driver's side of the school bus which may be operated either manually or mechanically.

1) For any school bus with a model year prior to 1984, the arm shall be a hexagon-shaped semaphore approximately 18 inches wide and 18 inches long and of 16-gauge metal. The word "STOP" shall be painted on both sides in white letters at least 6 inches high with a brush stroke approximately 7/8 inch wide and on a red background approximately 8 inches X 16 inches. Decals may be used instead of painting. The remaining area of the stop signal arm shall be painted white and shall either be reflectorized or shall have 2 double-faced lamps with plain, red lens approximately 4 inches in diameter located one at the top most and one at the bottom most position of the arm. Such lamps shall light and flash when the arm is extended and shall turn off and stop flashing when the arm is closed. (Ill. Rev. Stat., Ch. 95-1/27, par. 12-803)

- 2) For any school bus with a model year after 1983 but manufactured

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prior to September 17, 1992, the arm can either be a hexagon or an octagon-shaped semaphore. The arm must conform to all other provisions listed in subsection (a)(1).

2) For any school bus manufactured on and after September 17, 1992, the arm must be an octagon-shaped semaphore which conforms to 49 CFR 571.131 (56 FR 20363, May 31, 1991). No later amendments to or editions of 49 CFR 571.131 are incorporated.

- a) A stop signal arm must be installed on the left side of the bus and may be operated either manually or mechanically. Decals may be used in lieu of painting. Strobe lamps are acceptable on stop signal arms.
- 1) For any school bus manufactured on and after September 17, 1992, the arm must be an octagon-shaped semaphore which conforms to 49 CFR 571.131 (October 1, 1992). No later amendments to or editions of 49 CFR 571.131 are incorporated.
- 2) Buses manufactured prior to September 17, 1992 may either be equipped with an octagon shaped semaphore which meets the requirements listed in subsection (a)(1) of this Section or a hexagon-shaped semaphore which meets the requirements listed in subsection (a)(3) of this Section.

- 3) Hexagon - The arm shall be a hexagon-shaped semaphore approximately 18 inches wide and 18 inches long and of 16 gauge metal. The signal arm shall have the word "STOP" painted on both sides in white letters at least six inches high with a brush stroke approximately 7/8 inch wide. The word "STOP" shall be painted on a panel with red background of approximately 8 inches by 16 inches. The remaining area of the stop arm blade is to be painted white with a band of white border at least 1/2 inch wide painted front and rear on both sides as contrast. The white portion of the stop signal arm shall be reflectorized or shall have double-faced lamps with red lens approximately four inches in diameter located in the top and bottommost position of the blade. These lamps shall light and flash alternately when the stop arm is extended and likewise turn off and stop flashing when the arm is closed.

- b) "Operated . . . mechanically" shall be interpreted to include power operation. Also, "16-gauge metal" shall be interpreted to include thicker metal and any nonmetallic material equivalent or superior in stiffness, corrosion resistance, and durability to hot rolled 16-gauge mild steel.

- c) Section 442. Appendix A depicts the hexagon shaped semaphore referenced in subsection (a)(3). Section 442. Appendix E depicts the octagon-shaped semaphore referenced in subsection (a)(1).

(Source: Amended at 18 Ill. Reg. 14789, effective SEP 20 1994)

SUBPART E: EQUIPMENT REQUIREMENTS

DEPARTMENT OF TRANSPORTATION  
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## Section 442.710 First-Aid Kit (Purchaser's Option)

a) The bus shall either carry or provide for a first-aid kit, removable and readily identifiable and mounted in full view in an accessible place in the driver's compartment.

b) Contents of Kit:-- The kit shall contain a tourniquet or any type of medicine. The kit shall contain at least the items specified below, in at least the specified quantities--~~in--either--of--the--two~~

types-of-kits:

- 1) Unit Type--Minimum Contents
- A) 4" bandage compress ..... \* 2 packages
  - B) 2" bandage compress ..... \* 2 packages
  - C) 1" adhesive compress ..... 1 package
  - D) 40" triangular bandage with two safety pins ..... 1 package
  - Wire or wood splint ..... 1 package

OR

## 2) Commercial-Type--Minimum-Contents

- A) 3~~u~~-x-3~~u~~-sterile-gauze-pads-----\*3-packages-of-10
- Gauze-bandages-2~~u~~-x-5-yds-----\*10-packages
- B) 3~~u~~-x-4~~u~~-adhesive-compress-----package-of-10
- or-more
- C) 1~~u~~-x-2-1/2-yds-adhesive-tape-----\*1-roll
- B) 40~~u~~-triangular-bandage-with-two
- safety-pins-----1-package
- E) Wire-or-wood-splint-----1-package
- F) Scissors-----1-package

\* May be longer or wider

Note AGENCY NOTE: A first-aid kit MUST be carried in each school bus transporting pupils but the purchaser may elect to install his own first-aid kit which conforms to this section.

(Source: Amended at 18 Ill. Reg. 14789, effective  
SEP 20 1994)

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1) Heading of the Part: Minimum Safety Standards for Construction of School Buses used in Special Education Transportation

2) Code Citation: 92 Ill. Adm. Code 444

3) Section Numbers: Adopted Action:  
444.5 Add  
444.10 Amend  
444.15 Add  
444.20 Amend

4) Statutory Authority: Implementing and authorized by Article VIII, of Chapter 12 of the Illinois Vehicle Code [625 ILCS 5/12-Article VIII].

5) Effective Date of Rule(s): September 20, 1994

6) Do these rulemakings contain an automatic repeal date? No

7) Do these rule contain incorporations by reference? Yes.

These conform to Section 5-75(a) of the Illinois Administrative Procedure Act.

8) Date Filed in Agency's Principal Office: September 20, 1994

9) Notice(s) of Proposal Published in Illinois Register:  
April 29, 1994, 18 Ill. Reg. 6318

10) Has JCAR issued a Statement of Objections to these rules? No

11) Difference(s) between proposal and final version:

The following changes were made in agreement with JCAR and the Code Division:

The Authority Note has been corrected.

In Section 444.5, "Type I School Bus," "of" has been inserted after "GVWR".

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this rule replace an emergency rule currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of Rule(s):

By this Notice of Adopted Amendments, the Department updates this part to incorporate by reference recent federal rulemakings which have affected the safety standards for school buses used for special education transportation. This update also includes policy changes which were

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necessary to clarify and improve the Part.

On January 15, 1993, the National Highway Traffic Safety Administration (NHTSA) issued a final rule at 58 FR 4586 applicable to school buses which are used to transport persons in wheelchairs. 58 FR 4586 establishes standards for wheelchair securement devices and occupant restraint systems to meet specified performance requirements. The final rule provides a level of occupant protection for students in wheelchairs as comparable to that provided to persons able to use standard bench seats as is practicable.

Following is a Section-by-Section analysis of the revisions to this Part.

Section 444.5, "Definitions" is being added in order to define new and old terms.

Section 444.10, "General Requirements" is being amended to generally describe and clarify the requirements for special transportation, including the new federal standards. NHTSA did allow for general exceptions to the final rule in order to meet the unique needs of some special education students. The Department addresses the exceptions by stating that a student's Individualized Education Program will always dictate what is necessary for an individual child.

Section 444.15, "Incorporation by Reference of Federal Motor Vehicle Safety Standards" is being added to establish the incorporation by reference of new federal standards at 58 FR 4586, January 15, 1993 and at 58 FR 46873, September 3, 1993.

Section 444.20 "Special Equipment" is renamed and amended to clearly establish standards for wheelchair occupant restraints and wheelchair securement devices. Buses manufactured on or after the effective date of the final rule at January 17, 1994 must comply with the new federal standards. Buses manufactured prior to the effective date of the final rule must meet the needs of the child while providing safe transportation for special education students. Section 444.20(b)(4) is amended to allow the audible alarm on the special service door to be deactivated when the door is completely open for loading and unloading passengers with special needs and being held by the fastening device. The audible alarm has been a source of concern for the industry as it tends to disturb special education students and cause unnecessary anxiety for them.

16) Information and questions regarding these adopted amendments shall be directed to:

Name: Ms. Cathy Allen  
Address: Regulations Unit

## DEPARTMENT OF TRANSPORTATION

## NOTICE OF ADOPTED AMENDMENTS

Department of Transportation  
Division of Traffic Safety  
P. O. Box 19212  
Springfield, Illinois 62794-9212  
Telephone: (217) 785-1135

The full text of the Adopted Amendments begins on the next page:



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## NOTICE OF ADOPTED AMENDMENTS

## TITLE 92: TRANSPORTATION

## CHAPTER I: DEPARTMENT OF TRANSPORTATION

## SUBCHAPTER e: TRAFFIC SAFETY (EXCEPT HAZARDOUS MATERIALS)

## PART 444

## MINIMUM SAFETY STANDARDS FOR CONSTRUCTION OF SCHOOL BUSES

## USED IN SPECIAL EDUCATION TRANSPORTATION

## Section

444.5 Definitions

444.10 General Requirements

444.15 Incorporation by Reference of Federal Motor Vehicle Safety Standards

444.20 Special Equipment for Children who are Physically and/or Orthopedically

Challenged

444.30 Exception

**AUTHORITY:** Implementing Article VIII of Chapter 12 and authorized by Section 12-812 of the Illinois Vehicle Code (Ill. Rev. Stat. 1991, ch. 95 1/2, pars. 12-800 through 820) [625 ILCS 5/12-Art. VIII].

**SOURCE:** Adopted at 2 Ill. Reg. 45, p. 108, effective November 10, 1978; codified at 7 Ill. Reg. 2743; amended at 18 Ill. Reg. 14800, effective SEP 20 1994.

## Section 444.5 Definitions

**"Gross Vehicle Weight Rating (GVWR)"** means the value specified by the manufacturer as the loaded weight of the school bus. (Section 12-800 of the Illinois Vehicle Code) (Ill. Rev. Stat. 1991, ch. 95 1/2, par. 12-800) [625 ILCS 5/12-800]

**"Individualized Education Program (IEP)"** means a written statement for an exceptional child that provides at least a statement of the child's present levels of educational performance; annual goals and short-term instructional objectives; specific special education and related services (includes transportation); the extent of participation in the regular education program; the projected dates for initiation of regular education program; the projected dates for initiation of services; anticipated duration of services; appropriate objective criteria and evaluation procedures; and a schedule for annual determination of short-term objectives. The following participants develop the child's IEP:

A representative of the local district, other than the child's teacher, who is authorized to commit services and who is qualified to provide or supervise the provision of special education.

The child's teacher.

One or both of the child's parents or guardians (if possible).

The child, where appropriate.

Other individuals at the discretion of the parent or local

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## district.

**"Special Transportation"** means those transportation services which are required because of the child's exceptional characteristics or the location of the special education program or related services, and which are in addition to the regular transportation services provided by the local school district.

**"Type I School Bus"** means a school bus with a GVWR of more than 10,000 lbs. (Section 12-800 of the Illinois Vehicle Code) (Ill. Rev. Stat. 1991, ch. 95 1/2, par. 12-800) [625 ILCS 5/12-800]

**"Type II School Bus"** means a school bus with a GVWR of 10,000 lbs. or less. (Section 12-800 of the Illinois Vehicle Code) (Ill. Rev. Stat. 1991, ch. 95 1/2, par. 12-800) [625 ILCS 5/12-800]

**"Wheelchair Occupant Restraints"** means any strap, webbing or similar device designed to secure a person in a wheelchair in order to mitigate the results of any accident, including all necessary buckles and other fasteners, and all hardware designed for installing such restraint in a school bus.

**"Wheelchair Securement Anchorages"** means the provision for transferring wheelchair securement loads to the vehicle structure. Commonly referred to as fastening devices. (58 FR 4586, January 15, 1993)

**"Wheelchair Securement Device"** means a strap, webbing or other device used for securing a wheelchair to the school bus, including all necessary buckles and other fasteners. (58 FR 4586, January 15, 1993)

(Source: Added at 18 Ill. Reg. 14800, effective SEP 20 1994)

## Section 444.10 General Requirements

a) Generally, a school bus used for transporting children declared eligible for Special Education special transportation services shall comply with the applicable minimum safety standards for either a Type I school bus or a Type II school bus. (See 92 Ill. Adm. Code 440) or a Type II school bus (92 Ill. Adm. Code 442).

b) **However,** due to the nature of certain handicapping challenging conditions, vehicles utilized for special education transportation shall be adapted to the specific needs of the children receiving this service. These needs may require modification of the minimum standards.

b) **These standards set forth certain requirements for special equipment and show an exception that may be made in many of the school buses**

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that carry special education pupils:

- c) Equipment (e.g., additional restraints, harnesses) necessary for the transportation of special education students must be resolved in the student's Individualized Education Program.
- d) In all buses manufactured on or after January 17, 1994 and having one or more locations designed for carrying a person seated in a wheelchair, the bus must comply with all applicable standards established in 49 CFR 571.222 (S5.4 through S5.4.4) (October 1, 1992; as amended by 58 FR 4586, January 15, 1993 and 58 FR 46873, September 3, 1993). Certain children may be better transported in a manner not required by 49 CFR 571.222 (S5.4 through S5.4.4). In those instances, the student's Individualized Education Program must dictate what is necessary for the child.

(Source: Amended at 18 Ill. Reg. **14800**, effective **SEP 20 1994**)

Section 444.15 Incorporation by Reference of Federal Motor Vehicle Safety Standards

Each bus body which is utilized to transport persons in wheelchairs must conform to those applicable provisions of the Federal Motor Vehicle Safety Standards (FMVSS) (49 CFR 571.222) (S5.4 through S5.4.4). Those applicable provisions of the FMVSS are incorporated by reference as that Part of the FMVSS was in effect on October 1, 1992; as amended at 58 FR 4586, January 15, 1993 and as amended at 58 FR 46873, September 3, 1993. No later amendments to or editions of 49 CFR 571.222 are incorporated.

(Source: Added at 18 Ill. Reg. **14800**, effective **SEP 20 1994**)

Section 444.20 Special Equipment for Children who are Physically and/or Orthopedically Challenged

- a) Restraining or Safety Devices:--An appropriate and adequate--securely anchored--restraining or safety device or devices--shall be installed for--each--handicapped--passenger--Questions--concerning--the appropriateness--and--adequacy--of--the--restraining or safety devices--normally installed in each type of or type of school bus constructed of an incomplete vehicle or chassis, manufactured on or after April 1, 1977--and--the--need--for--special--installations--of--restraining or safety devices--shall be resolved by the local school authority--in accordance with--any--decision--making--procedures--applicable--to--such authority after giving due consideration to the individual needs--of the--particular--student(s)--involved--(NGPE--Federal--and--State standards require--closely spaced--thickly padded--high back--securely anchored--sturdy--passenger seats--plus front seat--barriers or guards anchored in all school buses constructed of an incomplete vehicle--manufactured on or after April 1, 1977--these standards also require lap type--seat

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belts--in--such--school--buses--with--a gross vehicle weight rating of 10,000 pounds or less--older buses probably have less sturdy--with less--effective padding and probably do not have passenger seat--safety belts--

- a) Wheelchair Occupant Restraints:
- 1) For buses manufactured prior to January 17, 1994, appropriate and adequate wheelchair occupant restraints must be installed at each wheelchair location which transports a student in a wheelchair. The restraints must be securely anchored to the wheelchair or the floor of the vehicle.
  - 2) For buses manufactured on or after January 17, 1994, each wheelchair location which transports a student in a wheelchair must comply with all wheelchair occupant restraint requirements established in 49 CFR 571.222 (S5.4 through S5.4.4) (October 1, 1992; as amended at 58 FR 4586, January 15, 1993 and as amended at 58 FR 46873, September 3, 1993).

b) Equipment--for--children--who--are--Physically--and/or--Orthopedically Handicapped--

- b) Special Right Side Service Door Opening: A special door opening may be located on right side of bus.

A1) Door, when open, shall not obstruct a front right service door. Door opening shall be adequate to accommodate wheel chairs.

B2) Device(s) shall be installed that will actuate an audible or visible signal, located in driver's compartment, when door opening is not securely closed.

E3) Each door shall contain a fixed or movable window as nearly as practical aligned with and of same size as other window(s) on right side of bus.

B4) A positive fastening device shall be installed to hold door(s) in open position. Each hinged door shall open outwards. When the special service door is completely open for loading and unloading passengers with special needs and being held by the fastening device, the audible alarm can be deactivated.

B5) Door panel(s) shall be constructed to be equivalent in strength and materials to other doors in the school bus.

P6) Door opening posts and headers shall be reinforced sufficiently to provide support and strength equivalent to area of side of bus not used for service doors. Outriggers from chassis shall be installed at front and/or rear of door opening as necessary to support floor so that it will carry the same passenger and/or cargo load(s) as other floor portions.

G7) Requirements for Bi-Parting Doors only:

A) Door shall be made of two panels of approximately equal width, equipped with hinges, hinged to side of bus and each panel shall open outward. Forward panels shall be provided with overlapping flange to close space where door panels meet. Weather seal(s) shall be provided to close all door edges.

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††B) Door shall be equipped with at least one-point fastening device on rear panel to floor or header and at least two-point fastening device to floor and header on forward door panel, both manually operated.

H8) Special Lamp: A lamp shall be placed inside bus over special service door opening, or at other location if shielded to prevent glare. The lamp shall illuminate the floor inside the opening and shall be operated from door area.

## 2c) Ramps and Lifts:

A1) Floor of ramp or lift shall be covered with nonskid material.

B2) Protection against dust and water sufficient to ensure reliable operation shall be provided.

## e2) Power Lift:

†A) If power lift is used, it shall be of sufficient capacity and dimension to lift maximum service load. When lift is at top or bottom of the service travel limits it shall provide easy egress and ingress from the lift.

††B) If electricity is used, the alternator or generator and the battery must be of ample capacity.

†††C) Controls shall be operable from both interior and exterior of vehicle.

††D) Device(s) shall be installed which will prevent operation of lift until doors are opened.

††E) In travel position the lift must be securely fastened as necessary to prevent its falling or swinging against any person.

## B4) Ramp:

†A) Ramp shall be of sufficient strength and rigidity to support the service load. Ramp shall be equipped with protective flange on each longitudinal side to keep wheelchair on ramp.

††B) Ramp shall be equipped with handle, or handles, and be of such weight or construction as to permit one person to put ramp in place and to return it to travel position.

†††C) Ramp shall be connected to bus in such manner as to permit easy movement of wheelchair to floor of bus.

††D) Ramp length shall be sufficient for easy ingress and egress.

## 3d) Fastening-Devices-for Wheelchair Securement Anchorage:

1) In buses manufactured prior to January 17, 1994, **Positive fastening-devices** wheelchair securement anchorages shall be provided, attached to the floor or wall, or both, that will securely hold wheelchair in position in bus.

2) In buses manufactured on or after January 17, 1994, each wheelchair location must be equipped with forward-facing wheelchair securement anchorages. Additional securement anchorages which allow other than forward-facing orientation can be added to a wheelchair location provided the forward-facing anchorages are not altered and the additional anchorages meet all other standards established in 49 CFR 571.222 (S5.4 through

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S5.4.4) (October 1, 1992; as amended at 58 FR 4586, January 15, 1993 and as amended at 58 FR 46873, September 3, 1993).

†g) Grab Handles: Grab Handles shall be provided on each side of front right service entrance when this entrance is used for ingress or egress of **handicapped** physically challenged children who need such handle(s) on either side.

(Source: Amended at 18 Ill. Reg. 14800, effective SEP 20 1994)



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## NOTICE OF EMERGENCY AMENDMENT(S)

- 1) Heading of the Part: Data Collection
- 2) Code Citation: 77 Ill. Adm. Code 2510
- 3) Section Numbers: Emergency Action:  
2510.70 Amendment
- 4) Statutory Authority: Section 2-3 of Article II and Section 4-2 of Article IV of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 6502-3 and 6504-2) [20 ILCS 2215/4-1,2-3].
- 5) Effective Date of Amendments: September 12, 1994
- 6) Will this emergency amendment expire before the end of the 150-day period? No.
- 7) Date filed in Agency's Principal Office: 23 August 1994
- 8) Reason for Emergency: Budgetary
- 9) A Complete Description of the Subjects and Issues Involved: The amendment amends prices to be charged to requesting entities which will cover at minimum the direct and indirect costs of acquiring information and of developing and producing product reports or special analyses.
- 10) Are there any other proposed amendments pending on this Part? No.
- 11) Statement of Statewide Policy Objectives: The proposed amendment amends prices for current and new Agency data products.
- 12) Time, Place and Manner in Which Interested Persons May Comment on this:  
Rulemaking: Comments may be submitted in writing to Britt Hagen, Deputy Executive Director, Illinois Health Care Cost Containment Council, 4500 South Sixth Street Road, Suite 215, Springfield, Illinois 62703-5118. Written comments should be submitted no later than October 7, 1994.

The full text of the Emergency Amendments begins on the next page.

## ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

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TITLE 77: PUBLIC HEALTH  
CHAPTER XI: ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

PART 2510  
DATA COLLECTION

Section	Purpose
2510.10	Outside Contractor
2510.20	Collection and Submission of Hospital Financial Data
2510.30	Submission of Medicare Cost Reports
2510.40	Collection of Information on Uniform Billing Form
2510.50	Report of Inpatient Discharges
2510.55	Quarterly Reports
2510.60	Special Studies and Analysis
EMERGENCY	
2510.80	Confidentiality
2510.90	Hospital Review
APPENDIX A	Illinois Health Care Cost Containment Council Annual Financial Data Report
APPENDIX B	UB-82 Magnetic Media Record Format
APPENDIX C	UB-82 Uniform Bill Data Fields
APPENDIX D	UB-92 Magnetic Media Record Format
APPENDIX E	UB-92 Uniform Bill Data Fields

AUTHORITY: Implementing Article IV and authorized by Section 2-3 of Article II of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 6504-1 et seq. and par. 6502-3) [20 ILCS 2215/2-3 and Art. 4].

SOURCE: Adopted and codified at 9 Ill. Reg. 12726, effective August 5, 1985; amended at 10 Ill. Reg. 18790, effective October 17, 1986; amended at 11 Ill. Reg. 1574, effective January 2, 1987; amended at 12 Ill. Reg. 6102, effective March 21, 1988; amended at 13 Ill. Reg. 334, effective December 30, 1988; amended at 14 Ill. Reg. 2078, effective January 19, 1990; amended at 16 Ill. Reg. 8980, effective June 3, 1992; emergency amendment at 16 Ill. Reg. 19210, effective November 25, 1992, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 2031, effective January 29, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 9700, effective June 10, 1993; amended at 17 Ill. Reg. 9896, effective June 10, 1993; emergency amendment at 17 Ill. Reg. 14112, effective August 10, 1993, for a maximum of 150 days; emergency expired on January 7, 1994; amended at 18 Ill. Reg. 5300, effective March 21, 1994; emergency amendment at 18 Ill. Reg. **14809**, effective **SEP 12 1994**, for a maximum of 150 days.

Section 2510.70 Special Studies and Analysis  
EMERGENCY

- a) In addition to the quarterly reports, the Council shall respond to requests by agencies of government and organizations in the private

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sector for special studies and analysis (hereafter referred to as a "compilation of data") collected pursuant to Sections 2510.30 and 2510.50 of this Part. No such requests shall be accepted by the Council prior to October 1, 1985.

- b) For purposes of this Part, a compilation of data is defined as a magnetic tape or diskette containing selected non-confidential data elements, a hard copy report or both.
- c) The Council shall not release any information for special studies and analysis which is not permitted to be released for other purposes by the Act. No patient identifiable information shall be released. No hospital specific financial information shall be released except as provided in Section 2510.30 of this Part. Only the information which can be released under the requirements of the Act shall be released. Special studies and analysis shall not be subject to The Freedom of Information Act.
- d) All requests for compilations of data shall be made in writing to the Executive Director. The written request shall at least contain the name, address, and telephone number of the requester; a description of the requested compilation of data; a short, plain statement of the reason for the request; and the relationship of the requested compilation to a legitimate purpose. A "legitimate purpose" is a purpose consistent with the intent, policies, and purposes of the Act. The Council shall review each request for a compilation of data and determine whether to approve or deny the request. The Council shall notify the public of requests made for compilations by listing the requester, and providing a short description of the request on its official meeting agenda. Such requests shall be approved only by the vote of a majority of the members of the Council who shall designate the form in which the information shall be made available. The approval or denial by the Council of requests for compilations of data shall be within the discretion of the Council. The Council may deny a request for a compilation of data for reasons including, but not limited to, unavailability of data; the requested compilation of data is already available from the Council or another source; the requested compilation of data would endanger patient confidentiality; or the request is not related to a legitimate purpose. No person or group may request such compilation of data concerning another person or group.
- f) The Council shall notify the requester in writing of its decision. Denial of a request shall include a brief explanation of the reason for the denial.
- g) The Council shall also determine a fee to be charged to the requesting entity which will cover at a minimum the direct and indirect costs of acquiring the information and of developing and producing the data product reports or special analyses. The Council shall establish prices by rule for each category of purchasers for each product and for the various terms under which such purchasers may wish to acquire products.

## 1) Definition of Terms

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- A) Public Release Product  
Products which the Council has determined may be released by staff without specific Council action on each order are referred to as Public Release Data Products. These products are said to be 'ordered' by the customer.
- B) Controlled Release Product  
Products which the Council has determined may not be released by staff without specific Council action on each order are to be referred to as Controlled Release Data Products. These products are said to be 'applied for' by the customer.
- C) Data Products are to be made available in units covering a time period to which the data are applicable. Orders, applications, prices and release conditions shall be specific to the unit of product concerned. Unit or product for Public DataSet, Universal DataSet, and Research Oriented DataSet shall be calendar quarter. Unit of product for the Patient Origin DataSet shall be calendar year.
- D) Purchase  
Data Products may be acquired for the single purpose and for the sole use of the ordering or applying entity. The Council filling an order or granting an application to a given entity shall be construed as giving permission for use only for the unit of product requested and, in the case of Controlled Release products, only for the purposes originally applied for. In granting such approval, the Council shall not be construed as giving permission for the ordering or applying entity to use the data released on behalf of any client, member, organization or other entity not specified in the original order or application.
- E) Licensure  
The Council may grant applications from corporations, vendors, or other organizations who wish to be licensed to acquire Council data and to release the information therein or derived therefrom to third parties. In the case of such licensure, the Council will grant explicit right to re-release excluded in the provisions for purchase, above. Licenses will be granted for specific purposes and classes of potential customers of the customer. Granting of a license for one purpose or one class of licensee shall not be construed as permission to release information to any other class of customer or for any other purpose. Licensees shall bear the burden of reasonable costs for the auditing of their accounts by the State or its agent for the purpose of ascertaining whether the terms of the license have been complied with.

## 2) Council Data Product Categories

- A) Public Release Products  
For the purposes of this Part, the Public DataSet, Patient

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Origin DataSet, and Custom Reports or DataSets based upon them are to be regarded as Public Release Products.

- B) Controlled Release Products  
For the purposes of this Part, the Universal DataSet, Research Oriented DataSet, and Custom Reports or DataSets based upon them are to be regarded as Controlled Release Products.

3) Categories of Purchasers/Licensees and the Terms of Payment

- A) Category I: Private and For-Profit Organizations  
Corporations, associations, coalitions, and other entities which are not chartered by the State or Federal governments to fulfill general or specific government functions and which function in whole or in part for the benefit of the owners, members, or sponsors of the corporation or organization shall fall into this category. Such purchasers and applicants shall pay the full price set by the Council for the unit of product concerned.

- B) Category II: Illinois General Assembly and the Executive Office of the Governor  
In consideration of the public information mandate of the Council and the contribution of the General Revenue Fund to the activities of the Council, this category of purchaser shall receive Council reports and data products free of charge.

- C) Category III: Illinois Government and Education  
Other units of Illinois State, county, and local government, as well as State-run educational institutions, shall be deemed to fall into this category. They shall be granted a 50% (fifty percent) discount from the rate made above for Category I customers. Exceptions to this policy may be made when there is a working agreement between the Council and a requesting entity. When such an agreement is in effect, it shall govern the charge which shall be made to the requesting entity.

- D) Category IV: Other Government, Education, and Non-Profit Organizations

The Federal government, governments of state and other political subdivisions outside of the State of Illinois, private educational institutions, and non-profit corporations shall be deemed to fall into this category. They shall be granted a 25% (twenty five percent) discount from the rate made above for Category I customers.

Non-profit corporations which purchase or license:

- (i) on behalf, either in whole or in part, or  
(ii) for the substantial benefit,  
of for-profit entities shall not be deemed to be included in this category. Rather, such entities will be included in Category I. Exceptions to this policy may be made when there is a working agreement between the Council and a

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requesting entity. When such an agreement is in effect, it shall govern the charge which shall be made to the requesting entity.

- E) Category V: Hospital Data Requests  
Illinois hospitals requesting access to final edited claims information from the Council, for purposes other than the hospital review process as required by Statute, Rule, and agreement, may purchase this data from the Council. Prices for hospitals for other products shall be as put forth for Category I, except in cases in which other agreements may be in place.

The Council, acting upon the evidence presented, shall determine the category in which any given customer shall be placed.

- 4) Volume Discounts  
The Council shall provide for a 25% discount if a total of 4 quarters are ordered or applied for in the case of products for which the unit of product is a calendar quarter.

- 5) Category I Prices  
Subject to discounts as set forth in subsections (g)(3) and (g)(4) above, customers shall pay all or part of the Class I fees set forth in the table below.

Product	Category I Price
Public DataSet (Tape)	\$1,500/quarter
Public DataSet (Diskette/Region)	\$750/Region
Universal DataSet	\$2,000/quarter
Research Oriented DataSet	\$3,000/quarter
Patient-Origin-DataSet	\$17500/calendar-year
Patient Origin DataSet	\$450/calendar year
Hospital Data Requests	\$500/quarter
DRG Analyst	\$800/quarter
Custom-Reports-and-DataSets	\$5000/subset-of-57000-records
--Subset-Fee	\$100/report
--Summary-Report	\$250/report
--Detail-Report	\$250/report
--DataSet-Fee	\$250/57000-records

- 6) Use for Additional Purpose Requires Additional Approval and Fee  
The prices and discounts set forth in this Part pertain to all applications for use. A purchaser having once paid the appropriate fee for one use must re-apply for use for any other purpose and make payment as shown in this Part for the additional use.

- 7) Revisions in Pricing  
The Council will, from time to time, examine and may modify the prices set forth in this Part. All data products for the discharge time periods 1987 through 1991 shall be priced according to the original guidelines covering the period. All products for subsequent quarters shall be priced according to



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this Part.

- 8) Payment Terms  
Payment by check or money order is required at the time the order or application is filed with the Council. The Council shall refund payments to applicants to which the Council votes not to release the data which were applied for.

- 9) Council Not Required to Perform Studies

While these Rules allow for applicants to request specific file formats and report layouts, the Council shall not accept applications to provide such unless it deems that it is in the best interest of the Council to do so, and that the requestor cannot reasonably be expected to derive the same result through purchase of an existing Data Product or Customized Report or DataSet.

- A) When the Council does determine that it will perform a non-standard study for a requestor, the requestor shall pay the Council's estimated direct costs with a surcharge of 35% for indirect costs in advance of the performance of the study.

- B) The Council may, at its discretion, apply discounts to the charges assessed requestors of this sort of service consistent with those set forth in subsection (g)(3) above.

- 10) Licensing Standards and Procedures  
Pursuant to subsection (g)(1)(E) above, the Council may grant licenses to entities wishing to re-release data acquired from the Council or information derived therefrom. Such licenses are to be given for specified products and units of product. Licenses shall also be specific as to the purpose for which the data will be used by the licensee and those third parties to whom the licensee anticipates re-releasing information. Licenses for controlled release products shall be specific as to the class of third parties to whom the licensee may release the information. Having been granted permission for one product, unit of product, purpose or class of customer/third party, a licensee will need to re-apply and make additional payment for additional products, units of product, purposes and classes of customers.

- A) Fee Basis

Licenses shall be granted for a base fee to be paid by the licensee regardless of the number of third parties to whom the licensee intends to release the information, as well as per-customer fee for each customer. At the time of application for license, the prospective licensee shall state who the prospective customers are and pay the base fee and per-customer fees known at the time of application. Subsequently, the licensee shall pay the per-customer fee to the Council in advance of releasing information to the customer for each customer to whom the licensee releases information.

- B) Public and Controlled-Release Licenses

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Licenses of Public Release Products may make the release to third parties contingent only upon making payment to the Council and good standing with the Council in performance of stipulated responsibilities in the license agreement. Licensees of Controlled Release Products must also have advance Council permission for release to each individual customer, unless otherwise agreed to by the Council in the license agreement.

- C) Base and Per-Customer Fees by Product

Subject to discounts as set forth in subsections (g)(3) and (g)(4) above, licensee shall pay all or part of the Class I fees set forth in this Part. Per Customer Fees will be \$1,000 per Category I customer, with discounts as set forth in subsections (g)(3) and (g)(4) above based upon the for-profit status of the individual customer.

- 11) Revisions in License Fees

The Council will, from time to time, examine and may modify the fees set forth in this Part.

- A) On the effective date of this rulemaking, all licenses for the discharge time periods of 1987 through 1991 shall have the prices as set forth in this Part.

- B) The Council shall make fee changes for subsequent calendar years coincident with availability of data for the first quarter of the newest calendar year.

- C) Fees set for the newest calendar year shall not apply to licenses already in force for prior discharge years.

- h) Basis of Charge for Other Services and Products of the Council

- 1) Inpatient Discharge Data Quarterly Reports

A) ~~These~~ The hardcopy version of these reports ~~are~~ is to be made available on an annual (four quarter) subscription basis for ~~\$50~~ \$75. Requests for all or part of quarterly reports which are made on an ad hoc as opposed to subscription basis shall be filled at a charge of ~~\$33.50~~ \$25 per quarter.

- B) The diskette version of these reports is to be made available on an annual (four quarter) subscription basis for \$225. Requests for all or part of quarterly reports which are made on an ad hoc as opposed to subscription basis shall be filled at a charge of \$75 per quarter.

- C) Only the Category III discount to the Office of the Governor and the General Assembly is to be applied to these products.

- 2) Seminars, Colloquia, and Other Meetings

In order to offset the costs of presenting informational programs to the public and to Council constituencies, the Council may charge a fee to participants covering the reasonable costs of presentation materials and equipment, guest presenters expenses, travel expenses of Council Staff, and meeting facilities. At the request of participants, the Council may also negotiate group rates for accommodations and amenities at such meetings and pass

## ILLINOIS HEALTH CARE COST CONTAINMENT COUNCIL

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the cost and overhead along to participants in the fee charged for attendance.

## 3) DRG Analyst

All categorical and annual discounts shall apply to this product.

## 34) Other Services and Products

To the extent that the General Assembly appropriates to the Council from the Special Studies Revolving Fund moneys sufficient to perform other services and provide other products not conflicting with the intent of the Health Finance Reform Act and Administrative Rules, the Council may provide such products and services for a fee. The fees to be assessed shall be reasonable in view of the value of services performed, shall be collected by methods and procedures approved by the Executive Director, and shall cover the full cost of providing the goods and services.

(Source: Emergency Amendment at 18 Ill. Reg. 14809, effective SEP 12 1994, for a maximum of 150 days)

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF RECOMMENDATION  
TO PROPOSED RULEMAKING

## DEPARTMENT OF EMPLOYMENT SECURITY

Heading of the Part: Employment

Code Citation: 56 Ill Adm Code 2732

Section Numbers: 2732.235

Date Originally Published in the Illinois Register: 6/24/94

18 Ill Reg 9067

At its meeting on September 13, 1994, the Joint Committee on Administrative Rules considered the above cited rulemaking and recommends that the Department of Employment Security defer adoption of the rulemaking until it can meet with JCAR to discuss the rationale for the rulemaking's narrow interpretation of terms used in the Unemployment Insurance Act. The Committee is concerned that this narrow interpretation could adversely affect small family-owned businesses and would appreciate an opportunity to discuss the effects of the rulemaking with the agency.

The agency should respond to this Recommendation in writing within 90 days after receipt of this Statement. Failure to respond will constitute refusal to accede to the Committee's Recommendation. The agency's response will be placed on the JCAR agenda for further consideration.

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLYFILING PROHIBITION

## DEPARTMENT OF PUBLIC HEALTH

Heading of the Part: The Illinois Formulary for the Drug Product Selection Program

Code Citation: 77 Ill Adm Code 790, Repeal of

Section Numbers: 790.20 790.140 790.260  
790.40 790.160 790.280  
790.60 790.180 790.300  
790.80 790.200 790.320  
790.100 790.220  
790.120 790.240

Date Originally Published in the Illinois Register: 3/11/94  
18 Ill Reg 3202

At its meeting on September 13, 1994, the Joint Committee on Administrative Rules voted to prohibit filing of the above proposed repealer with the Secretary of State. The Committee found that the adoption of the objectionable portions of this repealer and the proposed replacement rules could adversely affect the health and well-being of the public. The reason for the prohibition is as follows:

The Joint Committee objects to and prohibits the filing of those portions of the proposed rules of the Department of Public Health entitled The Illinois Formulary for the Drug Product Selection Program (77 Ill Adm Code 790) and Repeal of The Illinois Formulary for the Drug Product Selection Program (77 Ill Adm Code 790), originally published in the Illinois Register on 3/11/94, that authorize the Technical Advisory Committee and the Department to consider for inclusion in the Illinois Drug Formulary any substances that have not been approved for drug product selection use by the U.S. Food and Drug Administration. The Joint Committee finds these portions to be objectionable because DPH has no specific statutory authority to propose provisions in this rulemaking that allow DPH to consider including drug products in the Illinois Formulary for Drug Product Selection that the FDA has determined are not therapeutically equivalent or that have been exempt from FDA consideration.

The proposed repealer may not be filed with the Secretary of State or enforced by the Department of Public Health for any reason for 180 days following receipt of this certification and statement by the Secretary of State.

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLYFILING PROHIBITION

## DEPARTMENT OF PUBLIC HEALTH

Heading of the Part: The Illinois Formulary for the Drug Product Selection Program

Code Citation: 77 Ill Adm Code 790

Section Numbers: 790.10 790.60  
790.20 790.65  
790.40 790.80  
790.50

Date Originally Published in the Illinois Register: 3/11/94  
18 Ill Reg 3205

At its meeting on September 13, 1994, the Joint Committee on Administrative Rules voted to prohibit filing of the above proposed rulemaking with the Secretary of State. The Committee found that the adoption of the objectionable portions of this rulemaking and the proposed repealer could adversely affect the health and well-being of the public. The reason for the prohibition is as follows:

The Joint Committee objects to and prohibits the filing of those portions of the proposed rules of the Department of Public Health entitled The Illinois Formulary for the Drug Product Selection Program (77 Ill Adm Code 790) and Repeal of The Illinois Formulary for the Drug Product Selection Program (77 Ill Adm Code 790), originally published in the Illinois Register on 3/11/94, that authorize the Technical Advisory Committee and the Department to consider for inclusion in the Illinois Drug Formulary any substances that have not been approved for drug product selection use by the U.S. Food and Drug Administration. The Joint Committee finds these portions to be objectionable because DPH has no specific statutory authority to propose provisions in this rulemaking that allow DPH to consider including drug products in the Illinois Formulary for Drug Product Selection that the FDA has determined are not therapeutically equivalent or that have been exempt from FDA consideration.

The proposed rules may not be filed with the Secretary of State or enforced by the Department of Public Health for any reason for 180 days following receipt of this certification and statement by the Secretary of State.



JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF OBJECTION  
TO PROPOSED RULEMAKING

## DEPARTMENT OF REVENUE

Heading of the Part: Retailers' Occupation TaxCode Citation: 86 Ill Adm Code 130Section Numbers: 130.455Date Originally Published in the Illinois Register: 5/6/94  
18 Ill Reg 6684

At its meeting on September 13, 1994, the Joint Committee on Administrative Rules objected to Section 130.455 of the above cited rulemaking because in limiting the trade-in value of the vehicle to the agreed value minus any cash received, the rulemaking is imposing an undue economic burden on vehicle dealers and vehicle purchasers.

Failure of the agency to respond within 90 days after receipt of the Statement of Objection shall be deemed to be a refusal to respond under the Administrative Procedure Act and shall constitute withdrawal of this proposed rulemaking.

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLY

## SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of September 13, 1994 through September 19, 1994, and have been scheduled for review by the Committee at its October 11, 1994 meeting. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rule should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Bldg., Springfield, IL 62706.

<u>Second Notice Expires</u>	<u>Agency and Rule</u>	<u>Start of First Notice</u>	<u>JCAR Meeting</u>
10/28/94	Department of Public Aid, Long Term Care Reimbursement Changes (89 Ill Adm Code 153)	7/15/94 18 Ill Reg 11082	10/11/94
10/28/94	Department of Professional Regulation, Podiatric Medical Practice Act of 1987 (68 Ill Adm Code 1360)	7/22/94 18 Ill Reg 11451	10/11/94
10/28/94	Board of Higher Education, Health Services Education Grants Act (23 Ill Adm Code 1020)	7/29/94 18 Ill Reg 11684	10/11/94
10/30/94	Department of Agriculture, Animal Diagnostic Laboratory Act (8 Ill Adm Code 110)	6/24/94 18 Ill Reg 8981	10/11/94
10/30/94	Department of Insurance, Group Coverage Discontinuance and Replacement (50 Ill Adm Code 2013)	6/3/94 18 Ill Reg 8320	10/11/94
10/30/94	Department of Nuclear Safety, Licensing Requirements for Land Disposal of Radioactive Waste (32 Ill Adm Code 601)	7/8/94 18 Ill Reg	10519
10/30/94	Department of Nuclear Safety, Safety, Requirements for the Disposal of Low-Level Radioactive Waste Away from the Point of Generation (32 Ill Adm Code 606)	7/8/94 18 Ill Reg 10524	10/11/94

## PROCLAMATIONS

94-378

HILLSBORO BLUEGRASS MUSIC DAYS  
(Revised)

Whereas, September 16-18 is the 15th anniversary of the Western Illinois Bluegrass Association Music Festival, which is held annually on the Sherwood Forest Bluegrass Valley Stage at Hillsboro; and

Whereas, Bluegrass music is an important part of our folk heritage in Illinois and the nation and is enjoyed by many of our citizens; and

Whereas, in 1987, the Western Illinois Bluegrass Association named Hillsboro the Bluegrass Capital of Illinois. The State of Illinois welcomes tourists and Bluegrass music entertainers from Illinois, Oklahoma, Tennessee, Arkansas, Missouri, and Russia;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 16-18, 1994, as HILLSBORO BLUEGRASS MUSIC DAYS in Illinois, in recognition of this 15th anniversary and its directors, Jake Feazel, Mac Patterson, Commissioner Dick James, and the City of Hillsboro for tireless work through the years.

Issued by the Governor September 13, 1994

Filed with the Secretary of State September 19, 1994.

94-491

## CERTIFIED PROFESSIONAL SECRETARIES MONTH

Whereas, the Certified Professional Secretaries (CPS) rating is one of the highest honors attainable in the secretarial profession. Professionals in government, business, and industry recognize that secretaries who have such a rating can be of valuable service to them; and

Whereas, to obtain the certification, secretaries must satisfactorily demonstrate their judgment, understanding, and administrative capabilities in an examination administered by the Institute for Certifying Secretaries; and

Whereas, certified secretaries possess knowledge and skill in business relationships, business and public policy, economics, management, communication, decision-making, financial analysis, and office procedures; and

Whereas, the CPS rating has been awarded to more than 40,000 secretaries in our nation, nearly 2,000 of whom live in Illinois. Our state ranks fourth in the United States in the number of CPS- rated individuals;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 1994 as CERTIFIED PROFESSIONAL SECRETARIES MONTH in Illinois and extend congratulations to secretaries who have earned this distinguished rating and to those striving for the honor.

Issued by the Governor September 8, 1994.

Filed with the Secretary of State September 19, 1994.

94-492

## ILLINOIS AMERICORPS DAY

Whereas, Illinois AmeriCorps is "transforming communities through service," and commitment and dedication by hundreds of outstanding men and women from across the state are making a difference in the lives of their friends, family, and neighbors; and

Whereas, these Illinoisans serve as role models for people of all ages and signify a renewed ethic of service in this nation; and

Whereas, Illinois AmeriCorps reaches out into the community to identify important needs and works with others to solve the challenges that face the State of Illinois; and

Whereas, Illinois AmeriCorps can be viewed as a model of national service for the future;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 12, 1994, as ILLINOIS AMERICORPS DAY in Illinois.

Issued by the Governor September 8, 1994.

Filed with the Secretary of State September 19, 1994

94-493

## UNCLE WILLIE CHAPPELL DAY

Whereas, Willie Chappell was born on September 10, 1894, in the red light district on the west side of Greenville, South Carolina, the son of Lewis and Mattie Butler Chappell; and

Whereas, he is commonly known to all as "Uncle Willie"; and

Whereas, he is one of nine children who survived two World Wars, one Great Depression, and 19 Presidents of the United States; and

Whereas, he was employed as a cook on the Southern Railroad for many years; and;

Whereas, he has attended church in Chicago at Bible Deliverance for more than 10 years; and

Whereas, he has a 94-year-old younger sister, Sarah Young, who resides in Hammond, Indiana; and

Whereas, Willie Chappell has been a role model as an uncle, a friend and neighbor, and a good citizen of his community and state;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 10, 1994, as UNCLE WILLIE CHAPPELL DAY in Illinois and extend my personal best wishes for a very happy 100th birthday.

Issued by the Governor September 8, 1994.

Filed with the Secretary of State September 19, 1994.

94-494

## AMERICAN BUSINESS WOMEN'S DAY

Whereas, the American Business Women's Association is an organization dedicated to promote the professional, educational, cultural, and social advancement of business women; and

Whereas, advancement and promotion must be earned and members of the American Business Women's Association are encouraged to improve themselves through education, formal and informal, so that they will be qualified for advancement; and

Whereas, the American Business Women's Association is an educational association presently in its 45th year and has more than 1,865 chapters with 90,000 members in all 50 states and Puerto Rico; and

Whereas, nationally, the American Business Women's Association has awarded more than \$4 million annually in scholarships; and

Whereas, the North Shore Chapter of the American Business Women's Association has been chartered for 14 years and in that time has awarded more than \$20,000 in scholarships; and

Whereas, the North Shore Chapter of the American Business Women's Association also provides assistance for conventions, workshops and seminars which are offered regularly throughout the year, providing career counseling, personal and professional development sessions, and social and cultural events; Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 22, 1994, as AMERICAN BUSINESS WOMEN'S DAY in Illinois in recognition of their outstanding achievements and accomplishments.

Issued by the Governor September 9, 1994.

Filed with the Secretary of State September 19, 1994.

## 94-495

## GERMAN AMERICAN DAY

Whereas, the first Germans arrived in the United States in the autumn of 1693; and

Whereas, German-Americans, the largest ethnic group in Illinois, have contributed to the life and culture of Illinois and have made numerous contributions to our state; and

Whereas, the United German-American Societies of Greater Chicago, founded in 1920, are sponsoring a number of events to celebrate Illinois' German-American heritage; and

Whereas, the 29th annual Von Steuben Day Parade, with more than 160 units, will be celebrated September 17, 1994, in Chicago; and

Whereas, Erich Himmel, President to the United German-American Societies of Greater Chicago, will be Grand Marshal and Helen Weiszner is Honorary Grand Marshal; and

Whereas, the 74th annual German American Day is October 6 and will be celebrated October 9, 1994, at St. Benedict's Church in Chicago; and

Whereas, a wreath laying ceremony will take place on National German-American Day at the Kluczynski Building by the General Von Steuben plaque; and

Whereas, the Annual German-American fest will be held September 16-18 in Chicago at Lincoln and Leland Avenue;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 6, 1994, as GERMAN AMERICAN DAY in Illinois and urge all German-Americans to continue to pass on the tradition of German heritage, language, and culture.

Issued by the Governor September 9, 1994.

Filed with the Secretary of State September 19, 1994.

## 94-496

## ILLINOIS JUDICIAL COUNCIL DAY

Whereas, the Illinois Judicial Council is primarily comprised of our state's African-American and Hispanic judges and judicial officers; and Whereas, many more African-American judges have been given the opportunity to be elected to the bench in Cook County as a result of the signing of judicial redistricting bill; and

Whereas, the council takes part in many charitable and philanthropic activities to assist the less fortunate individuals in our communities; and

Whereas, the Illinois Judicial Council has "adopted" a Chicago Housing Authority building. The council provides the residents with food and toys at Christmas, maintains a library in the building, and occasionally visits

residents; and

Whereas, the council has demonstrated a commitment to education. It operates a speakers bureau for schools, cosponsors a high school Law Day program with the Cook County Bar Association, and awards scholarships to law students; and

Whereas, the Illinois Judicial Council is holding its Annual Awards and Installation Banquet October 7 at the Palmer House Hilton Hotel in Chicago;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 7, 1994, as ILLINOIS JUDICIAL COUNCIL DAY in Illinois and commend the council on its efforts to improve the quality of life for our citizens.

Issued by the Governor September 9, 1994.

Filed with the Secretary of State September 19, 1994.

## 94-497

## AMERICAN STEEL FOUNDRIES DAY

Whereas, Illinois is the home of American Steel Foundries, which is the largest maker of steel castings for the railroad industry in the free world, and Granite City is the site of their largest plant; and

Whereas, American Steel Foundries is celebrating its 100th anniversary, having poured its first heat of molten metal at its Granite City facility in October 1894; and

Whereas, American Steel Foundries, its employees, customers, suppliers, and the local community have enjoyed a close and profitable working relationship that has benefited all parties; and

Whereas, American Steel Foundries is known throughout the world for the design and manufacture of quality, cast steel railroad freight car components;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 29, 1994, as AMERICAN STEEL FOUNDRIES DAY in Illinois and I urge all citizens of the state to be aware of the contributions this plant has made to Illinois.

Issued by the Governor September 12, 1994.

Filed with the Secretary of State September 19, 1994.

## 94-498

## COAL AWARENESS MONTH

Whereas, coal production is Illinois' second-largest industry, providing direct employment for more than 9,700 Illinoisans as well as related employment for tens of thousands of others; and

Whereas, coal has played a pivotal role in the history and development of Illinois as a vital social, industrial, and economic power; and

Whereas, coal adds to the quality of all our lives, through its contribution to the economy and its use in generating nearly 60 percent of America's electricity; and

Whereas, Illinois has been and continues to be a leader in the effort to find and promote ways to burn our vast coal resources without causing harm to the environment and has committed more than \$191 million to these efforts so far, thus deriving an additional \$915 million in federal and private funds;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 1994 as COAL AWARENESS MONTH in Illinois, and I urge citizens to help support this highly important Illinois industry.

Issued by the Governor September 12, 1994.



Filed with the Secretary of State September 19, 1994.

94-499  
WEEK OF THE MIDWIFE

Whereas, 1994 has been designated as the International Year of the Midwife and midwives from around the world will gather in Chicago to celebrate the occasion; and

Whereas, midwifery is experiencing a resurgence as women reclaim their birthing experience and understand how midwives meet their fundamental needs; and

Whereas, midwives have traditionally viewed pregnancy and birth as natural processes which women bring to a healthy conclusion through proper nutrition and self-care; and

Whereas, countries where midwives predominate have lower infant mortality rates; and

Whereas, the World Health Organization and leading women's health groups advocate midwives as primary caregivers for the majority of childbearing women;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 26-October 2, 1994, as WEEK OF THE MIDWIFE in Illinois.

Issued by the Governor September 13, 1994.

Filed with the Secretary of State September 19, 1994.

94-500  
CHILI CHALLENGE DAYS

Whereas, ERA Grove Real Estate and Management Company has committed and undertaken the effort to help insure and promote research and aid to those afflicted with muscular dystrophy; and Whereas, presently 3,500 Illinois citizens are diagnosed with one of the 40 different dystrophic diseases, commonly known as muscular dystrophy; and

Whereas, ERA Grove Real Estate, along with other ERA Real Estate offices across Illinois, have joined together and assisted the Muscular Dystrophy Association raise more than \$3.9 million for patient care services, clinical services, therapeutic and rehabilitative services, summer camps, and research into finding cures for the 40 dystrophic diseases; and

Whereas, on Saturday, September 17 and Sunday, September 18 ERA Grove Real Estate and Management Company will be offering to all who wish to attend the 1st Annual Chili Challenge to Benefit Muscular Dystrophy, their primary fund raising event of the year;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 17-18, 1994, as CHILI CHALLENGE DAYS in Illinois, in recognition and support of this organization's worthwhile endeavors on behalf of the Muscular Dystrophy Association.

Issued by the Governor September 14, 1994.

Filed with the Secretary of State September 19, 1994.

94-501  
CUSTOMER SERVICE WEEK

Whereas, successful businesses are distinguished by their ability to provide excellent customer service and to understand the influence a customer has on a company's prosperity; and

Whereas, the International Customer Service Association (ICSA), founded in 1981 in response to a need for proactive customer service management, is the only non-profit organization of its kind in the world; and

Whereas, with more than 3,200 members internationally, as well as a chapter in Illinois, the ICSA is dedicated to developing and advancing customer service and assists industry professionals in meeting these challenges by offering educational programs, management development opportunities, and interactions among customer service management professionals; and

Whereas, today's high cost of attracting new customers further emphasizes the need to keep existing customers through effective service;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 2-8, 1994, as CUSTOMER SERVICE WEEK in Illinois.

Issued by the Governor September 14, 1994.

Filed with the Secretary of State September 19, 1994.

94-502  
SLOVENIAN DAY

Whereas, on October 29th, Slovenians around the world will celebrate the 76th anniversary of the independence of their European homeland; and

Whereas, thousands of Americans of Slovenian descent have been living in Illinois for generations and have contributed much to the progress and development of the state; and

Whereas, 1994 also marks the 44th anniversary of the Slovenian Radio Program in Chicagoland. A special independence day program that can be shared by all Illinoisans is scheduled for October 22;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 22, 1994, as SLOVENIAN DAY in Illinois.

Issued by the Governor September 14, 1994.

Filed with the Secretary of State September 19, 1994.

94-503  
HISPANIC STATE EMPLOYEE DAY

Whereas, Hispanics represent 904,000 or 7.9 percent of the Illinois population and by the year 2010, will be the largest minority group in the United States; and

Whereas, according to the Bureau of the Census, Illinois ranks among the top five states with sizable Hispanic populations; and

Whereas, state government is committed to providing services to the Hispanic population in the areas of education, housing, health, business, employment, and training opportunities; and

Whereas, the Illinois Association of Hispanic State Employees is sponsoring the 6th Annual conference on Hispanic State Employment at University of Illinois at Chicago on October 22. The theme of this year's conference is "State Employment and Education Through Positive Means: Expanding Horizons/Seizing the Opportunities in the 90s;"

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 14, 1994, as HISPANIC STATE EMPLOYEE DAY in Illinois in recognition of the contributions Hispanic employees have made to the vitality and growth of our state.

Issued by the Governor September 15, 1994.

Filed with the Secretary of State September 19, 1994.

## 94-504

## NATIONAL ORGANIZATION OF MINORITY ARCHITECTS WEEKEND

Whereas, The National Organization of Minority Architects (NOMA) will hold its 24th Annual Conference on October 6-9, 1994, at the Chicago Hilton & Towers in Chicago; and

Whereas, NOMA, the recognized professional organization of minority architects in America, representing more than 3,000 professionals and interns and some 1,000 students aspiring to become architects, was founded in 1971 and is dedicated to creating better built environments, as well as developing minority communities and their youth; and

Whereas, under the direction of NOMA President Robert Easter, NOMA has reinforced its ultimate goal--to promote the design and development of living, working, and recreational environments of the highest quality for all people; and

Whereas, hundreds of NOMA members, associates, dignitaries, and special quests have convened in Illinois for the conference, which carries the theme "Defining Solutions.." and features lectures, seminars, workshops, and social events that focus on challenges that face architects today and tomorrow in their profession and in the communities they seek to improve on daily basis; and

Whereas, NOMA will continue to advance minorities in the profession of architecture, enhance the physical and social environment, and provide a source of motivation for minority youth under the leadership of its new president;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 7-9, 1994, as NATIONAL ORGANIZATION OF MINORITY ARCHITECTS WEEKEND in Illinois and urge all citizens of Illinois to recognize this organization for its contributions to architecture.

Issued by the Governor September 16, 1994.

Filed with the Secretary of State September 19, 1994.

ACTION CODES	
A - Adopted Rule	P - Proposed Rule
AR - Adopted Repealer	PF - Prohibited Filing Order by JCAR*
C - Notice of Corrections	PP - Peremptory or Court Ordered Rules
CC - Codification Changes	PR - Proposed Repealer
E - Emergency Rule	R - Refusal to meet JCAR* Objection
ER - Emergency Repealer	RC - Statement of Recommendation
M - Modification to meet JCAR*	S - Suspension ordered by JCAR*
O - JCAR* Statement Of Objections	W - Withdrawal to meet JCAR*
RQ - Request for Correction	Objections
EC - Expedited Corrections	MR - Modification and Refusal
*Joint Committee on Administrative Rules	

ALL RULES ARE LISTED BY PART NUMBER AND HEADING ONLY. (FOR ACTION ON SPECIFIC SECTIONS, PLEASE REFER TO THE SECTIONS AFFECTED INDEX.) IF THERE ARE ANY QUESTIONS, PLEASE CONTACT THE ADMINISTRATIVE CODE DIVISION AT (217) 782-7017.

## AGING, DEPARTMENT ON

89 Ill. Adm. Code 240	Community Care Program (P-14225/93;A-609) (E-5355) (P-5027) (A-13375)
89 Ill. Adm. Code 260	Long-Term Care Insurance Partnership Demonstration Program (P-3802; A-9895)
89 Ill. Adm. Code 230	Older Americans Act Program (P-5720) (A-14072)

## AGRICULTURE, DEPARTMENT OF

8 Ill. Adm. Code 30	Animal Control Act (P-8972)
8 Ill. Adm. Code 110	Animal Diagnostic Laboratory Act (P-14717/93;A-1825) (P-8981) (P-9027)
8 Ill. Adm. Code 25	Animal Welfare Act (P-8993)
8 Ill. Adm. Code 75	Bovine Brucellosis (P-14728/93;A-1833)
8 Ill. Adm. Code 257	Cooperative Groundwater Protection Program (P-14288/93; A-205)
8 Ill. Adm. Code 20	Definitions (P-14793;A-1844)
8 Ill. Adm. Code 85	Diseased Animals (P-14747/93;A-1850)
8 Ill. Adm. Code 116	Equine Infectious Anemia Control (P-14761/93;A-1861)
68 Ill. Adm. Code 590	Feeder Swine Dealer Licensing (P-14765/93;A-1865)
68 Ill. Adm. Code 70	Horsemeat (P-9003)
8 Ill. Adm. Code 50	Human Slaughter of Livestock (P-9011)
8 Ill. Adm. Code 35	Humane Care for Animals Act (P-9008)

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September 30, 1994		September 30, 1994	
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<b>ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF</b> 77 Ill. Adm. Code 2090 Subacute Alcoholism and Substance Abuse Treatment Services (P-5029) (C-8731) (A-14223)		<b>COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF</b>	
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TYPE OF RULE MAKING

am = amend to existing Section  
cc = codification changes  
n = New section  
r = repeal of existing Section  
re = reclassified  
# = renumbered

ACTION CODE

A = Adopted Rule  
E = Emergency  
P = Proposed Rule  
PP = Peremptory  
M = Modification  
W = Withdrawal  
CC = Codification Changes  
RQ = Request for Correction  
R = Refusal

PF = Prohibited Filing  
S = Suspension  
O = ICAR Objection  
F = Failure to Remedy Objections  
RC = Recommendations  
EC = Expedited Correction  
C = Correction

1994

TITLE 1

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100.120	am	(P-7087;A-13067)	100.710	am	(P-7087;A-13067)
100.130	am	(P-7087;A-13067)	100.735	am	(P-7087;A-13067)
100.140	am	(P-7087;A-13067)	100.740	am	(P-7087;A-13067)
100.150	am	(P-7087;A-13067)	100.745	am	(P-7087;A-13067)
100.160	am	(P-7087;A-13067)	100.810	am	(P-7087;A-13067)
100.170	am	(P-7087;A-13067)	100.815	am	(P-7087;A-13067)
100.180	am	(P-7087;A-13067)	100.820	am	(P-7087;A-13067)
100.190	am	(P-7087;A-13067)	100.825	am	(P-7087;A-13067)
100.200	am	(P-7087;A-13067)	100.1000	am	(P-7087;A-13067)
100.210	am	(P-7087;A-13067)	100.1010	am	(P-7087;A-13067)
100.220	am	(P-7087;A-13067)	100.1020	am	(P-7087;A-13067)
100.225	am	(P-7087;A-13067)	100.1025	am	(P-7087;A-13067)
100.230	am	(P-7087;A-13067)	100.1030	am	(P-7087;A-13067)
100.240	am	(P-7087;A-13067)	100.1100	am	(P-7087;A-13067)
100.250	am	(P-7087;A-13067)	100.1110	am	(P-7087;A-13067)
100.260	am	(P-7087;A-13067)	100.1115	am	(P-7087;A-13067)
100.270	am	(P-7087;A-13067)	100.1120	am	(P-7087;A-13067)
100.280	am	(P-7087;A-13067)	100.1130	am	(P-7087;A-13067)
100.300	am	(P-7087;A-13067)	100.1140	am	(P-7087;A-13067)
100.315	am	(P-7087;A-13067)	100.1150	am	(P-7087;A-13067)
100.330	am	(P-7087;A-13067)	100.1200	am	(P-7087;A-13067)
100.335	am	(P-7087;A-13067)	100.1210	am	(P-7087;A-13067)
100.380	am	(P-7087;A-13067)	100.1215	am	(P-7087;A-13067)
100.390	am	(P-7087;A-13067)	100.1220	am	(P-7087;A-13067)
100.400	am	(P-7087;A-13067)	100.1230	am	(P-7087;A-13067)
100.410	am	(P-7087;A-13067)	100.1240	am	(P-7087;A-13067)
100.420	am	(P-7087;A-13067)	100.1250	am	(P-7087;A-13067)
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100.600	am	(P-7087;A-13067)	100.1360	am	(P-7087;A-13067)
100.610	am	(P-7087;A-13067)	100.1370	am	(P-7087;A-13067)
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100.660	am	(P-7087;A-13067)	100.1400	am	(P-7087;A-13067)

(Title 1, con't)

230.600	am	(P-1323/93;A-1233)	260.600	am	(P-1323/93;A-1233)
230.700	am	(P-1323/93;A-1233)	260.700	am	(P-1323/93;A-1233)
230.800	am	(P-1323/93;A-1233)	260.800	am	(P-1323/93;A-1233)
230.900	am	(P-1323/93;A-1233)	260.900	am	(P-1323/93;A-1233)
230.1000	am	(P-1323/93;A-1233)	260.1000	am	(P-1323/93;A-1233)
230.110	am	(P-1323/93;A-1233)	260.110	am	(P-1323/93;A-1233)
230.120	am	(P-1323/93;A-1233)	260.120	am	(P-1323/93;A-1233)
230.130	am	(P-1323/93;A-1233)	260.130	am	(P-1323/93;A-1233)
230.140	am	(P-1323/93;A-1233)	260.140	am	(P-1323/93;A-1233)
230.150	am	(P-1323/93;A-1233)	260.150	am	(P-1323/93;A-1233)
230.160	am	(P-1323/93;A-1233)	260.160	am	(P-1323/93;A-1233)
230.170	am	(P-1323/93;A-1233)	260.170	am	(P-1323/93;A-1233)
230.180	am	(P-1323/93;A-1233)	260.180	am	(P-1323/93;A-1233)
230.190	am	(P-1323/93;A-1233)	260.190	am	(P-1323/93;A-1233)
230.200	am	(P-1323/93;A-1233)	260.200	am	(P-1323/93;A-1233)
230.210	am	(P-1323/93;A-1233)	260.210	am	(P-1323/93;A-1233)
230.220	am	(P-1323/93;A-1233)	260.220	am	(P-1323/93;A-1233)
230.230	am	(P-1323/93;A-1233)	260.230	am	(P-1323/93;A-1233)
230.240	am	(P-1323/93;A-1233)	260.240	am	(P-1323/93;A-1233)
230.250	am	(P-1323/93;A-1233)	260.250	am	(P-1323/93;A-1233)
230.260	am	(P-1323/93;A-1233)	260.260	am	(P-1323/93;A-1233)
230.270	am	(P-1323/93;A-1233)	260.270	am	(P-1323/93;A-1233)
230.280	am	(P-1323/93;A-1233)	260.280	am	(P-1323/93;A-1233)
230.290	am	(P-1323/93;A-1233)	260.290	am	(P-1323/93;A-1233)
230.300	am	(P-1323/93;A-1233)	260.300	am	(P-1323/93;A-1233)
230.310	am	(P-1323/93;A-1233)	260.310	am	(P-1323/93;A-1233)
230.320	am	(P-1323/93;A-1233)	260.320	am	(P-1323/93;A-1233)
230.330	am	(P-1323/93;A-1233)	260.330	am	(P-1323/93;A-1233)
230.340	am	(P-1323/93;A-1233)	260.340	am	(P-1323/93;A-1233)
230.350	am	(P-1323/93;A-1233)	260.350	am	(P-1323/93;A-1233)
230.360	am	(P-1323/93;A-1233)	260.360	am	(P-1323/93;A-1233)
230.370	am	(P-1323/93;A-1233)	260.370	am	(P-1323/93;A-1233)
230.380	am	(P-1323/93;A-1233)	260.380	am	(P-1323/93;A-1233)
230.390	am	(P-1323/93;A-1233)	260.390	am	(P-1323/93;A-1233)
230.400	am	(P-1323/93;A-1233)	260.400	am	(P-1323/93;A-1233)
230.410	am	(P-1323/93;A-1233)	260.410	am	(P-1323/93;A-1233)
230.420	am	(P-1323/93;A-1233)	260.420	am	(P-1323/93;A-1233)
230.430	am	(P-1323/93;A-1233)	260.430	am	(P-1323/93;A-1233)
230.440	am	(P-1323/93;A-1233)	260.440	am	(P-1323/93;A-1233)
230.450	am	(P-1323/93;A-1233)	260.450	am	(P-1323/93;A-1233)
230.460	am	(P-1323/93;A-1233)	260.460	am	(P-1323/93;A-1233)
230.470	am	(P-1323/93;A-1233)	260.470	am	(P-1323/93;A-1233)
230.480	am	(P-1323/93;A-1233)	260.480	am	(P-1323/93;A-1233)
230.490	am	(P-1323/93;A-1233)	260.490	am	(P-1323/93;A-1233)
230.500	am	(P-1323/93;A-1233)	260.500	am	(P-1323/93;A-1233)
230.510	am	(P-1323/93;A-1233)	260.510	am	(P-1323/93;A-1233)
230.520	am	(P-1323/93;A-1233)	260.520	am	(P-1323/93;A-1233)
230.530	am	(P-1323/93;A-1233)	260.530	am	(P-1323/93;A-1233)
230.540	am	(P-1323/93;A-1233)	260.540	am	(P-1323/93;A-1233)
230.550	am	(P-1323/93;A-1233)	260.550	am	(P-1323/93;A-1233)
230.560	am	(P-1323/93;A-1233)	260.560	am	(P-1323/93;A-1233)
230.570	am	(P-1323/93;A-1233)	260.570	am	(P-1323/93;A-1233)
230.580	am	(P-1323/93;A-1233)	260.580	am	(P-1323/93;A-1233)
230.590	am	(P-1323/93;A-1233)	260.590	am	(P-1323/93;A-1233)
230.600	am	(P-1323/93;A-1233)	260.600	am	(P-1323/93;A-1233)
230.610	am	(P-1323/93;A-1233)	260.610	am	(P-1323/93;A-1233)
230.620	am	(P-1323/93;A-1233)	260.620	am	(P-1323/93;A-1233)
230.630	am	(P-1323/93;A-1233)	260.630	am	(P-1323/93;A-1233)
230.640	am	(P-1323/93;A-1233)	260.640	am	(P-1323/93;A-1233)
230.650	am	(P-1323/93;A-1233)	260.650	am	(P-1323/93;A-1233)
230.660	am	(P-1323/93;A-1233)	260.660	am	(P-1323/93;A-1233)
230.670	am	(P-1323/93;A-1233)	260.670	am	(P-1323/93;A-1233)
230.680	am	(P-1323/93;A-1233)	260.680	am	(P-1323/93;A-1233)
230.690	am	(P-1323/93;A-1233)	260.690	am	(P-1323/93;A-1233)
230.700	am	(P-1323/93;A-1233)	260.700	am	(P-1323/93;A-1233)
230.710	am	(P-1323/93;A-1233)	260.710	am	(P-1323/93;A-1233)
230.720	am	(P-1323/93;A-1233)	260.720	am	(P-1323/93;A-1233)
230.730	am	(P-1323/93;A-1233)	260.730	am	(P-1323/93;A-1233)
230.740	am	(P-1323/93;A-1233)	260.740	am	(P-1323/93;A-1233)
230.750	am	(P-1323/93;A-1233)	260.750	am	(P-1323/93;A-1233)
230.760	am	(P-1323/93;A-1233)	260.760	am	(P-1323/93;A-1233)
230.770	am	(P-1323/93;A-1233)	260.770	am	(P-1323/93;A-1233)
230.780	am	(P-1323/93;A-1233)	260.780	am	(P-1323/93;A-1233)
230.790	am	(P-1323/93;A-1233)	260.790	am	(P-1323/93;A-1233)
230.800	am	(P-1323/93;A-1233)	260.800	am	(P-1323/93;A-1233)
230.810	am	(P-1323/93;A-1233)	260.810	am	(P-1323/93;A-1233)
230.820	am	(P-1323/93;A-1233)	260.820	am	(P-1323/93;A-1233)
230.830	am	(P-1323/93;A-1233)	260.830	am	(P-1323/93;A-1233)
230.840	am	(P-1323/93;A-1233)	260.840	am	(P-1323/93;A-1233)
230.850	am	(P-1323/93;A-1233)	260.850	am	(P-1323/93;A-1233)
230.860	am	(P-1323/93;A-1233)	260.860	am	(P-1323/93;A-1233)
230.870	am	(P-1323/93;A-1233)	260.870	am	(P-1323/93;A-1233)
230.880	am	(P-1323/93;A-1233)	260.880	am	(P-1323/93;A-1233)
230.890	am	(P-1323/93;A-1233)	260.890	am	(P-1323/93;A-1233)
230.900	am	(P-1323/93;A-1233)	260.900	am	(P-1323/93;A-1233)
230.910	am	(P-1323/93;A-1233)	260.910	am	(P-1323/93;A-1233)
230.920	am	(P-1323/93;A-1233)	260.920	am	(P-1323/93;A-1233)
230.930	am	(P-1323/93;A-1233)	260.930	am	(P-1323/93;A-1233)
230.940	am	(P-1323/93;A-1233)	260.940	am	(P-1323/93;A-1233)
230.950	am	(P-1323/93;A-1233)	260.950	am	(P-1323/93;A-1233)
230.960	am	(P-1323/93;A-1233)	260.960	am	(P-1323/93;A-1233)
230.970	am	(P-1323/93;A-1233)	260.970	am	(P-1323/93;A-1233)
230.980	am	(P-1323/93;A-1233)	260.980	am	(P-1323/93;A-1233)
230.990	am	(P-1323/93;A-1233)	260.990	am	(P-1323/93;A-1233)
231.000	am	(P-1323/93;A-1233)	261.000	am	(P-1323/93;A-1233)
231.010	am	(P-1323/93;A-1233)	261.010	am	(P-1323/93;A-1233)
231.020	am	(P-1323/93;A-1233)	261.020	am	(P-1323/93;A-1233)
231.030	am	(P-1323/93;A-1233)	261.030	am	(P-1323/93;A-1233)
231.040	am	(P-1323/93;A-1233)	261.040	am	(P-1323/93;A-1233)



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25,130	am	(P-8993)	257,20	n	(P-14288/93:A-4811)	100,150	am	(P-20094/93:A-4811)
25,140	am	(P-8993)	257,30	n	(P-14288/93:A-205)	100,160	am	(P-20094/93:A-4811)
25,150	am	(P-8972)	257,40	n	(P-14288/93:A-205)	100,170	am	(P-20094/93:A-4811)
30,20	am	(P-8972)	257,50	n	(P-14288/93:A-205)	100,180	am	(P-20094/93:A-4811)
30,30	am	(P-8972)	257,60	n	(P-14288/93:A-205)	100,210	am	(P-20094/93:A-4811)
30,40	am	(P-8972)	257,70	n	(P-14288/93:A-205)	100,240	am	(P-20094/93:A-4811)
30,90	am	(P-8972)	257,80	n	(P-14288/93:A-205)	100,250	am	(P-20094/93:A-4811)
30,140	am	(P-9008)	257,80	n	(P-14288/93:A-205)	100,260	am	(P-20094/93:A-4811)
40,60	am	(P-14769/93:A-1869)	257,100	n	(P-14288/93:A-205)	100,280	am	(P-20094/93:A-4811)
40,80	am	(P-14769/93:A-1869)	270,15	am	(P-3164:A-9400)	100,300	am	(P-20094/93:A-4811)
40,110	am	(P-14769/93:A-1869)	270,35	am	(P-3164:A-9400)	100,320	am	(P-20094/93:A-4811)
40,170	am	(P-14769/93:A-1869)	270,20	am	(P-3164:A-9400)	100,330	am	(P-20094/93:A-4811)
50,10	am	(P-9011)	270,40	am	(P-3164:A-9400)	100,340	am	(P-20094/93:A-4811)
50,20	am	(P-9003)	270,50	am	(P-3164:A-9400)	100,350	am	(P-20094/93:A-4811)
70,80	am	(P-9003)	270,75	am	(P-3164:A-9400)	100,360	am	(P-20094/93:A-4811)
70,130	am	(P-14728/93:A-1833)	270,75	am	(P-3164:A-9400)	100,370	am	(P-20094/93:A-4811)
75,5	am	(P-14728/93:A-1833)	270,85	am	(P-3164:A-9400)	100,380	am	(P-20094/93:A-4811)
75,10	am	(P-14728/93:A-1833)	270,90	am	(P-3164:A-9400)	204,10	am	(P-126:A-7419)
75,40	am	(P-14728/93:A-1833)	270,95	am	(P-3164:A-9400)	204,20	am	(P-126:A-7419)
75,120	am	(P-14728/93:A-1833)	270,130	am	(P-3164:A-9400)	204,30	am	(P-126:A-7419)
75,180	am	(P-14728/93:A-1833)	270,135	am	(P-3164:A-9400)	204,40	am	(P-126:A-7419)
75,190	am	(P-14728/93:A-1833)	270,140	am	(P-3164:A-9400)	204,50	am	(P-126:A-7419)
75,200	am	(P-14728/93:A-1833)	270,140	am	(P-3164:A-9400)	204,60	am	(P-126:A-7419)
75,210	am	(P-14728/93:A-1833)	270,165	am	(P-3164:A-9400)	204,70	am	(P-126:A-7419)
75,Tab.A	r	(P-14728/93:A-1833)	270,180	am	(P-3164:A-9400)	204,80	am	(P-126:A-7419)
75,Tab.B	r	(P-14747/93:A-1850)	270,180	am	(P-3164:A-9400)	204,90	am	(P-126:A-7419)
85,5	am	(P-14747/93:A-1850)	270,190	am	(P-3164:A-9400)	204,100	am	(P-126:A-7419)
85,15	am	(P-14747/93:A-1850)	270,205	am	(P-3164:A-9400)	204,120	am	(P-126:A-7419)
85,75	am	(P-14747/93:A-1850)	270,221	n	(P-3164:A-9400)	204,130	am	(P-126:A-7419)
85,100	am	(P-14747/93:A-1850)	270,230	am	(P-3164:A-9400)	206,10	am	(P-112:A-7407)
85,110	am	(P-14747/93:A-1850)	270,235	am	(P-3164:A-9400)	206,20	am	(P-112:A-7407)
85,115	am	(P-14747/93:A-1850)	270,240	am	(P-3164:A-9400)	206,30	am	(P-112:A-7407)
85,125	n	(P-14747/93:A-1850)	270,245	am	(P-3164:A-9400)	207,40	r	(P-124:A-7418)
90,10	am	(P-9018)	270,261	am	(P-3164:A-9400)	208,10	am	(P-115:A-7410)
90,110	am	(P-9018)	270,280	am	(P-3164:A-9400)	208,20	am	(P-115:A-7410)
90,120	am	(P-9018)	270,280	am	(P-3164:A-9400)	208,30	am	(P-115:A-7410)
105,5	am	(P-14781/93:A-1880)	270,320	am	(P-3164:A-9400)	208,40	am	(P-115:A-7410)
105,10	am	(P-14781/93:A-1880)	270,365	am	(P-3164:A-9400)	208,40	am	(P-115:A-7410)
105,30	am	(P-14781/93:A-1880)	270,371	n	(P-3164:A-9400)	208,100	am	(P-115:A-7410)
	am	(P-13519)	270,395	am	(P-3164:A-9400)	208,110	am	(P-115:A-7410)
105,80	am	(P-13519)	270,480	am	(P-3164:A-9400)	208,120	am	(P-115:A-7410)
110,50	am	(P-14717/93:A-1825)	270,510	am	(P-3164:A-9400)	210,10	am	(P-1905/93:A-2072)
	am	(P-8981)	270,540	am	(P-3164:A-9400)		am	(P-13342)
110,70	am	(P-8981)	270,625	am	(P-3164:A-9400)	308,10	n	(P-1773:A-7433)
110,80	am	(P-8981)	270,685	am	(P-3164:A-9400)	308,20	n	(P-1773:A-7433)
110,90	am	(P-14717/93:A-1825)	515,5	am	(P-9033)	308,30	n	(P-1773:A-7433)
	am	(P-14717/93:A-1825)	515,60	am	(P-9033)	308,40	n	(P-1773:A-7433)
110,110	am	(P-14717/93:A-1825)	515,110	am	(P-9033)	308,50	n	(P-1773:A-7433)
	am	(P-8981)	515,130	am	(P-9033)	308,60	n	(P-1773:A-7433)
116,10	n	(P-14761/93:A-1861)	515,150	am	(P-9033)	308,70	n	(P-1773:A-7433)
116,20	n	(P-14761/93:A-1861)	600,1	am	(P-8519/A-14692)	308,80	n	(P-1773:A-7433)
116,30	n	(P-14761/93:A-1861)	600,300	am	(E-4426/P-8519)	308,90	n	(P-1773:A-7433)
125,100	am	(P-3809/A-11489)			(A-14692)	311,10	n	(P-1780:A-7440)
125,110	am	(P-9027)	600,320	n	(E-4426/P-8519)	311,20	n	(P-1780:A-7440)
125,260	am	(P-3809/A-11489)			(P-8519/A-14692)	311,30	n	(P-1780:A-7440)
	am	(P-1891/93:A-4622)	600,820	am		401,90	r	(P-10030/93:A-2087)
		(PP-6442/PP-8493)				405,10	am	(P-2838/C-14165)
		(PP-14475)	TITLE 11			405,120	am	(P-2838/A-11999)
125,270	am	(PP-3041/E-2164)	100,5	am	(P-20094/93:A-4811)		am	(P-13359)
		(PP-6442/PP-8493)	100,10	am	(P-20094/93:A-4811)	409,20	am	(P-1262)
		(PP-12546)	100,20	am	(P-20094/93:A-4811)	410,10	am	(P-13362)
125,280	am	(PP-12546)	100,50	am	(P-20094/93:A-4811)	411,20	r	(P-13362)
125,380	am	(P-3809/A-11489)	100,60	am	(P-20094/93:A-4811)	415,30	am	(P-13362)
		(P-1891/93:A-4622)	100,70	am	(P-20094/93:A-4811)	415,40	am	(P-13362)
		(PP-14475)	100,90	am	(P-20094/93:A-4811)	415,40	am	(P-13362)
125,390	am	(E-2164)	100,120	am	(P-20094/93:A-4811)	415,50	am	(P-13362)

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438.20	r	(P-2841;A-7439)	1440.40	n	(P-15799/93;A-2098)	545.40	am	(P-835;A-8415)
438.30	r	(P-2841;A-7439)	1440.50	n	(P-15799/93;A-2098)	545.50	am	(P-835;A-8415)
438.35	r	(P-2841;A-7439)	1440.60	n	(P-15799/93;A-2098)	545.60	am	(P-835;A-8415)
438.40	r	(P-2841;A-7439)	1440.70	n	(P-15799/93;A-2098)	545.60	am	(P-835;A-8415)
438.50	r	(P-2841;A-7439)	1440.80	n	(P-15799/93;A-2098)	545.70	am	(P-835;A-8415)
438.60	r	(P-2841;A-7439)	1700.10	am	(P-5394;A-11168)	545.420	am	(P-11411)
438.70	r	(P-2841;A-7439)	1700.20	am	(P-5394;A-11168)	545.430	am	(P-11411)
438.80	r	(P-2841;A-7439)	1700.30	am	(P-5394;A-11168)	545.440	am	(P-11411)
438.90	r	(P-2841;A-7439)	1700.40	am	(P-5394;A-11168)	545.450	am	(P-11411)
438.100	r	(P-2841;A-7439)	1700.50	am	(P-5394;A-11168)	545.460	am	(P-11411)
438.110	r	(P-2841;A-7439)	1700.60	am	(P-5394;A-11168)	545.470	am	(P-11411)
438.120	r	(P-19040;A-2089)	1700.70	am	(P-5394;A-11168)	545.480	am	(P-11411)
501.10	r	(P-5508;A-11615)	1700.120	am	(P-5394;A-11168)	545.490	r	(P-11411)
501.20	r	(P-5508;A-11615)	1700.140	am	(P-5394;A-11168)	545.495	am	(P-11411)
502.95	am	(P-2832;A-7428)	1700.160	am	(P-5394;A-11168)	550.40	am	(P-14189)
509.150	am	(P-12048)	1700.180	am	(P-5394;A-11168)	550.50	am	(P-14189)
509.200	am	(P-17858;A-2095)	1700.170	am	(P-5394;A-11168)	550.60	am	(P-22123/93;A-6119)
509.220	r	(P-2832;A-7428)	1700.180	am	(P-5394;A-11168)	570.10	am	(P-22123/93;A-6119)
509.300	n	(P-7595;E-85014)	1700.190	am	(P-5394;A-11168)	570.20	am	(P-22123/93;A-6119)
		(P-8654;E-8016)	1700.200	am	(P-5394;A-11168)	570.25	am	(P-22123/93;A-6119)
510.10	am	(P-15790/93;A-2084)	1700.210	n	(P-5394;A-11168)	570.30	am	(P-22123/93;A-6119)
510.20	am	(P-15790/93;A-2084)	1700.170	am	(P-5394;A-11168)	570.40	am	(P-22123/93;A-6119)
510.30	am	(P-15790/93;A-2084)	1700.210	am	(P-6513;A-13439)	570.40	am	(P-22123/93;A-6119)
510.40	am	(P-15790/93;A-2084)	1770.180	am	(P-6513;A-13439)	570.50	am	(P-22123/93;A-6119)
510.50	am	(P-15790/93;A-2084)	1770.30	am	(P-7186)	570.60	am	(P-22123/93;A-6119)
510.60	am	(P-15790/93;A-2084)	1770.50	am	(P-7186)	570.70	am	(P-22123/93;A-6119)
510.120	am	(P-15790/93;A-2084)	1770.50	am	(P-7186)	610.10	am	(P-19352/93;A-8398)
510.130	am	(P-15790/93;A-2084)	1770.120	am	(P-7186)	610.30	am	(P-19352/93;A-8398)
510.150	am	(P-15790/93;A-2084)	1770.140	am	(P-7186)	610.50	am	(P-19352/93;A-8398)
510.160	am	(P-15790/93;A-2084)	1770.150	am	(P-7186)	610.60	am	(P-19352/93;A-8398)
510.170	am	(P-15790/93;A-2084)	1770.160	am	(P-7186)	610.100	n	(P-19352/93;A-8398)
510.180	am	(P-15790/93;A-2084)	1770.180	am	(P-7186)	610.300	n	(P-19352/93;A-8

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360.110	am	(P-3996.A-1524)	505.2300	n	(P-1522093.A-2317)	107.302	n	(P-11427)	
360.120	am	(P-3996.A-1524)	505.2400	n	(P-1522093.A-2317)	107.320	n	(P-11427)	
360.Ap.A	am	(P-3996.A-1524)	505.2500	n	(P-1522093.A-2317)	107.340	n	(P-11427)	
360.Tb.A	am	(P-3996.A-1524)	505.2600	n	(P-1522093.A-2317)	107.341	n	(P-11427)	
390.20	am	(P-8666/93.A-3143)	505.2700	n	(P-1522093.A-2317)	107.342	n	(P-11427)	
390.30	am	(P-8666/93.A-3143)	505.2800	n	(P-1522093.A-2317)	107.360	n	(P-11427)	
390.40	am	(P-8666/93.A-3143)	505.2900	n	(P-1522093.A-2317)	107.361	n	(P-11427)	
390.50	am	(P-8666/93.A-3143)	601.230	am	(P-10519)	107.362	n	(P-11427)	
390.60	am	(P-8666/93.A-3143)	606.100	am	(P-10524)	184.100	n	(P-4)	
390.70	am	(P-8666/93.A-3143)	606.30	am	(P-10524)	184.101	n	(P-4)	
400.10	am	(P-8666/93.A-3143)	606.90	am	(P-10524)	184.102	n	(P-4)	
400.110	am	(P-8655/93.A-3132)				184.103	n	(P-4)	
400.120	am	(P-8655/93.A-3132)				184.104	n	(P-4)	
400.130	am	(P-8655/93.A-3132)	106.910	n	(P-16355/93.A-4230)	184.105	n	(P-4)	
400.140	am	(P-8655/93.A-3132)	106.911	n	(P-16355/93.A-4230)	184.106	n	(P-4)	
400.150	am	(P-8655/93.A-3132)	106.912	n	(P-16355/93.A-4230)	184.200	n	(P-4)	
400.160	am	(P-8655/93.A-3132)	106.913	n	(P-16355/93.A-4230)	184.201	n	(P-4)	
405.0	n	(P-3326.A-10721)	106.914	n	(P-16355/93.A-4230)	184.202	n	(P-4)	
405.10	n	(P-3326.A-10721)	106.915	n	(P-16355/93.A-4230)	184.203	n	(P-4)	
405.20	n	(P-3326.A-10721)	106.916	n	(P-16355/93.A-4230)	184.204	n	(P-4)	
405.30	n	(P-3326.A-10721)	106.920	n	(P-16355/93.A-4230)	184.205	n	(P-4)	
405.40	n	(P-3326.A-10721)	106.921	n	(P-16355/93.A-4230)	184.206	n	(P-4)	
405.50	n	(P-3326.A-10721)	106.922	n	(P-16355/93.A-4230)	184.207	n	(P-4)	
405.60	n	(P-3326.A-10721)	106.923	n	(P-16355/93.A-4230)	184.300	n	(P-4)	
405.70	n	(P-3326.A-10721)	106.924	n	(P-16355/93.A-4230)	184.301	n	(P-4)	
405.80	n	(P-3326.A-10721)	106.925	n	(P-16355/93.A-4230)	184.302	n	(P-4)	
405.90	n	(P-3326.A-10721)	106.930	n	(P-959.A-11579)	184.400	n	(P-4)	
405.100	n	(P-3326.A-10721)	106.931	n	(P-959.A-11579)	184.401	n	(P-4)	
405.110	n	(P-3326.A-10721)	106.932	n	(P-959.A-11579)	184.402	n	(P-4)	
405.120	n	(P-3326.A-10721)	106.933	n	(P-959.A-11579)	184.403	n	(P-4)	
405.130	n	(P-3326.A-10721)	106.934	n	(P-959.A-11579)	184.500	n	(P-4)	
405.140	n	(P-3326.A-10721)	106.936	n	(P-11427)	184.501	n	(P-4)	
405.150	n	(P-3326.A-10721)	107.100	n	(P-11427)	184.502	n	(P-4)	
405.Ap.A	n	(P-1522093.A-2317)	107.101	n	(P-11427)	184.503	n	(P-4)	
505.0	n	(P-1522093.A-2317)	107.102	n	(P-11427)	184.504	n	(P-4)	
505.20	n	(P-1522093.A-2317)	107.103	n	(P-11427)	184.505	n	(P-4)	
505.30	n	(P-1522093.A-2317)	107.120	n	(P-11427)	184.506	n	(P-4)	
505.40	n	(P-1522093.A-2317)	107.121	n	(P-11427)	184.506	n	(P-4)	
505.50	n	(P-1522093.A-2317)	107.122	n	(P-11427)	201.101	am	(P-8347)	
505.60	n	(P-1522093.A-2317)	107.123	n	(P-11427)	201.166	#	(P-8347)	
505.70	n	(P-1522093.A-2317)	107.124	n	(P-11427)	201.167	#	(P-8347)	
505.80	n	(P-1522093.A-2317)	107.140	n	(P-11427)	201.168	#	(P-8347)	
505.82	n	(P-1522093.A-2317)	107.160	n	(P-11427)	201.207	#	(P-8347)	
505.84	n	(P-1522093.A-2317)	107.180	n	(P-11427)	201.208	#	(P-8347)	
505.86	n	(P-1522093.A-2317)	107.181	n	(P-11427)	201.209	#	(P-8347)	
505.90	n	(P-1522093.A-2317)	107.200	n	(P-11427)	201.210	#	(P-8347)	
505.90	n	(P-1522093.A-2317)	107.201	n	(P-11427)	201.211	#	(P-8347)	
505.110	n	(P-1522093.A-2317)	107.202	n	(P-11427)	201.212	n	(P-8347)	
505.120	n	(P-1522093.A-2317)	107.220	n	(P-11427)	201.212	n	(P-8347)	
505.130	n	(P-1522093.A-2317)	107.221	n	(P-11427)	201.302	am	(P-7636)	
505.140	n	(P-1522093.A-2317)	107.222	n	(P-11427)	203.209	am	(P-18754/93.A-6335)	
505.150	n	(P-1522093.A-2317)	107.223	n	(P-11427)	211.102	am	(P-8331)	
505.160	n	(P-1522093.A-2317)	107.224	n	(P-11427)	211.270	n	(P-12491/93.A-1253)	
505.170	n	(P-1522093.A-2317)	107.225	n	(P-11427)	211.1070	n	(P-12491/93.A-1253)	
505.180	n	(P-1522093.A-2317)	107.226	n	(P-11427)	211.1920	n	(P-8331)	
505.190	n	(P-1522093.A-2317)	107.227	n	(P-11427)	211.2030	n	(P-12491/93.A-1253)	
505.1000	n	(P-1522093.A-2317)	107.228	n	(P-11427)	211.2300	n	(P-10536)	
505.1100	n	(P-1522093.A-2317)	107.240	n	(P-11427)	211.3480	n	(P-9228)	
505.1200	n	(P-1522093.A-2317)	107.241	n	(P-11427)	211.3500	n	(P-8331)	
505.1300	n	(P-1522093.A-2317)	107.242	n	(P-11427)	211.3620	am	(P-8331)	
505.1400	n	(P-1522093.A-2317)	107.243	n	(P-11427)	211.3650	am	(P-9228)	
505.1500	n	(P-1522093.A-2317)	107.244	n	(P-11427)	211.3660	n	(P-9228)	
505.1600	n	(P-1522093.A-2317)	107.245	n	(P-11427)	211.3695	n	(P-10536)	
505.1700	n	(P-1522093.A-2317)	107.246	n	(P-11427)	211.3950	am	(P-12491/93.A-1253)	
505.1800	n	(P-1522093.A-2317)	107.247	n	(P-11427)	211.3970	am	(P-9228)	
505.1900	n	(P-1522093.A-2317)	107.260	n	(P-11427)	211.3990	am	(P-9228)	
505.2000	n	(P-1522093.A-2317)	107.280	n	(P-11427)	211.4050	am	(P-12491/93.A-1253)	
505.2100	n	(P-1522093.A-2317)	107.300	n	(P-11427)	211.4130	am	(P-10536)	
505.2200	n	(P-1522093.A-2317)	107.301	n	(P-11427)	211.4260	n	(P-8331)	

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732.307	n	(P-5403)	739.157	am	(P-455;A-6931)	(C-4434)
732.308	n	(P-5403)			(C-5017)	(P-8726/93;A-1308)
732.309	n	(P-5403)	739.158	am	(P-455;A-6931)	(C-4434)
732.310	n	(P-5403)			(C-5017)	(P-8726/93;A-1308)
732.311	n	(P-5403)	739.160	am	(P-455;A-6931)	(C-4434)
732.312	n	(P-5403)	739.162	am	(P-455;A-6931)	(P-8726/93;A-1308)
732.401	n	(P-5403)			(C-5017)	(C-4434)
732.402	n	(P-5403)	739.163	am	(P-13310)	(P-8726/93;A-1308)
732.403	n	(P-5403)			(P-455;A-6931)	(C-4434)
732.404	n	(P-5403)	739.164	am	(P-455;A-6931)	(C-4434)
732.405	n	(P-5403)	739.165	am	(C-5017)	(P-8726/93;A-1308)
732.406	n	(P-5403)			(P-455;A-6931)	(C-4434)
732.407	n	(P-5403)	739.170	am	(P-455;A-6931)	(P-8726/93;A-1308)
732.408	n	(P-5403)	739.171	am	(P-455;A-6931)	(C-4434)
732.409	n	(P-5403)			(C-5017)	(P-8726/93;A-1308)
732.410	n	(P-5403)	739.172	am	(P-13310)	(C-4434)
732.500	n	(P-5403)	739.173	am	(P-455;A-6931)	(P-8726/93;A-1308)
732.501	n	(P-5403)			(P-455;A-6931)	(C-4434)
732.502	n	(P-5403)			(C-5017)	(P-8726/93;A-1308)
732.503	n	(P-5403)	739.174	am	(P-455;A-6931)	(C-4434)
732.504	n	(P-5403)			(C-5017)	(P-8726/93;A-1308)
732.505	n	(P-5403)	807.105	am	(P-17703/93;A-12451)	(P-8726/93;A-1308)
732.600	n	(P-5403)	810.101	am	(P-17709/93;A-12457)	(P-8726/93;A-1308)
732.601	n	(P-5403)			(C-21882/93)	(C-4434)
732.602	n	(P-5403)	810.103	am	(P-8702/93;A-1268)	(P-8726/93;A-1308)
732.603	n	(P-5403)			(P-17709/93;A-12481)	(C-4434)
732.604	n	(P-5403)			(C-21882/93)	(P-8726/93;A-1308)
732.605	n	(P-5403)	810.104	am	(P-17709/93;A-12457)	(C-4434)
732.606	n	(P-5403)			(P-8702/93;A-1268)	(P-8726/93;A-1308)
732.607	n	(P-5403)			(P-17709/93;A-12457)	(C-4434)
732.608	n	(P-5403)	811.101	am	(C-21882/93)	(P-8726/93;A-1308)
732.609	n	(P-5403)			(C-4434)	(C-4434)
732.610	n	(P-5403)			(P-17703/93;A-12481)	(P-8726/93;A-1308)
732.611	n	(P-5403)	811.107	am	(P-8726/93;A-1308)	(C-4434)
732.612	n	(P-5403)			(C-4434)	(P-8726/93;A-1308)
732.613	n	(P-5403)			(P-17703/93;A-12481)	(C-4434)
732.614	n	(P-5403)			(C-4434)	(P-8726/93;A-1308)
732.615	n	(P-5403)	811.110	am	(P-8726/93;A-1308)	(C-4434)
732.616	n	(P-5403)			(C-4434)	(P-8726/93;A-1308)
732.617	n	(P-5403)	811.111	am	(P-8726/93;A-1308)	(C-4434)
732.618	n	(P-5403)			(C-4434)	(P-8726/93;A-1308)
732.619	n	(P-5403)	811.112	n	(P-8726/93;A-1308)	(C-4434)
732.620	n	(P-5403)			(C-4434)	(P-8726/93;A-1308)
732.621	n	(P-5403)	811.301	am	(P-8726/93;A-1308)	(C-4434)
732.622	n	(P-5403)	811.302	am	(P-8726/93;A-1308)	(C-4434)
732.623	n	(P-5403)			(C-4434)	(P-8726/93;A-1308)
732.624	n	(P-5403)	811.303	am	(P-8726/93;A-1308)	(C-4434)
732.625	n	(P-5403)			(C-4434)	(P-8726/93;A-1308)
732.626	n	(P-5403)	811.309	am	(P-8726/93;A-1308)	(P-17644/93;A-12185)
732.627	n	(P-5403)			(C-4434)	(P-17654/93;A-12388)
732.628	n	(P-5403)			(C-4434)	(P-16920/93;A-2409)
732.629	n	(P-5403)	813.106	am	(C-4434)	(P-8714/93;A-1284)
732.630	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.631	n	(P-5403)	813.107	n	(C-4434)	(P-8714/93;A-1284)
732.632	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.633	n	(P-5403)	813.108	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.634	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.635	n	(P-5403)	813.109	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.636	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.637	n	(P-5403)	813.320	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.638	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.639	n	(P-5403)	813.323	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.640	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.641	n	(P-5403)	814.602	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.642	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.643	n	(P-5403)	814.702	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.644	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.645	n	(P-5403)	814.802	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.646	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.647	n	(P-5403)	814.902	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.648	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.649	n	(P-5403)	814.903	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.650	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.651	n	(P-5403)	814.904	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.652	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.653	n	(P-5403)	814.905	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.654	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.655	n	(P-5403)	814.906	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.656	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.657	n	(P-5403)	814.907	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.658	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.659	n	(P-5403)	814.908	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.660	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.661	n	(P-5403)	814.909	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.662	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.663	n	(P-5403)	814.910	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.664	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.665	n	(P-5403)	814.911	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.666	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.667	n	(P-5403)	814.912	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.668	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.669	n	(P-5403)	814.913	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.670	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.671	n	(P-5403)	814.914	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.672	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.673	n	(P-5403)	814.915	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.674	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.675	n	(P-5403)	814.916	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.676	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.677	n	(P-5403)	814.917	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.678	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.679	n	(P-5403)	814.918	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.680	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.681	n	(P-5403)	814.919	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.682	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.683	n	(P-5403)	814.920	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.684	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.685	n	(P-5403)	814.921	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.686	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.687	n	(P-5403)	814.922	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.688	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.689	n	(P-5403)	814.923	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.690	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.691	n	(P-5403)	814.924	am	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.692	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.693	n	(P-5403)	814.925	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.694	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.695	n	(P-5403)	814.926	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.696	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.697	n	(P-5403)	814.927	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.698	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.699	n	(P-5403)	814.928	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.700	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.701	n	(P-5403)	814.929	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.702	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.703	n	(P-5403)	814.930	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.704	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.705	n	(P-5403)	814.931	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.706	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.707	n	(P-5403)	814.932	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.708	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.709	n	(P-5403)	814.933	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.710	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.711	n	(P-5403)	814.934	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.712	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.713	n	(P-5403)	814.935	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.714	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.715	n	(P-5403)	814.936	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.716	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.717	n	(P-5403)	814.937	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.718	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.719	n	(P-5403)	814.938	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.720	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.721	n	(P-5403)	814.939	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.722	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.723	n	(P-5403)	814.940	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.724	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.725	n	(P-5403)	814.941	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.726	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.727	n	(P-5403)	814.942	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.728	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.729	n	(P-5403)	814.943	n	(P-8726/93;A-1308)	(P-8714/93;A-1284)
732.730	n	(P-5403)			(C-4434)	(P-8714/93;A-1284)
732.731	n	(P-5403)	814.944	n		

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814.903	n	(P-8714/93,A-12384)										(C-21878/93)								832.105	n	(P-11033)							
815.202	am	(P-17649/93,A-12384)								817.418	n	(P-17659/93,A-12411)								832.106	n	(P-11033)							
815.401	n	(P-17649/93,A-12384)										(C-21878/93)								832.107	n	(P-11033)							
817.101	n	(P-17659/93,A-12411)								817.419	n	(P-17659/93,A-12411)								832.108	n	(P-11033)							
		(C-21878/93)										(C-21878/93)								832.109	n	(P-11033)							
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		(C-21878/93)										(C-21878/93)								832.111	n	(P-11033)							
817.104	n	(P-17659/93,A-12411)								817.501	n	(P-17659/93,A-12411)								832.112	n	(P-11033)							
		(C-21878/93)										(C-21878/93)								832.113	n	(P-11033)							
817.105	n	(P-17659/93,A-12411)								817.501	n	(P-17659/93,A-12411)								832.114	n	(P-11033)							
		(C-21878/93)										(C-21878/93)								832.115	n	(P-11033)							
817.106	n	(P-17659/93,A-12411)								830.101	n	(P-11040)								832.116	n	(P-11033)							
		(C-21878/93)										(P-11040)								832.117	n	(P-11033)							
817.107	n	(P-17659/93,A-12411)								830.102	n	(P-11040)								832.118	n	(P-11033)							
		(C-21878/93)										(P-11040)								832.119	n	(P-11033)							
817.201	n	(P-17659/93,A-12411)								830.103	n	(P-11040)								832.120	n	(P-11033)							
		(C-21878/93)										(P-11040)								832.121	n	(P-11033)							
817.202	n	(P-17659/93,A-12411)								830.104	n	(P-11040)								832.122	n	(P-11033)							
		(C-21878/93)										(P-11040)								832.123	n	(P-11033)							
817.203	n	(P-17659/93,A-12411)								830.105	n	(P-11040)								832.124	n	(P-11033)							
		(C-21878/93)										(P-11040)								832.125	n	(P-11033)							
817.204	n	(P-17659/93,A-12411)								830.106	n	(P-11040)								832.126	n	(P-11033)							
		(C-21878/93)										(P-11040)								832.127	n	(P-11033)							
817.301	n	(P-17659/93,A-12411)								830.107	n	(P-11040)								832.128	n	(P-11033)							
		(C-21878/93)										(P-11040)								832.129	n	(P-11033)							
817.302	n	(P-17659/93,A-12411)								830.108	n	(P-11040)								832.130	am	(P-6929/93,W-6454)							
		(C-21878/93)										(P-11040)								832.131	am	(P-6929/93,W-6454)							
817.303	n	(P-17659/93,A-12411)								830.109	n	(P-11040)								832.132	am	(P-6929/93,W-6454)							
		(C-21878/93)										(P-11040)								832.133	am	(P-6929/93,W-6454)							
817.304	n	(P-17659/93,A-12411)								830.201	n	(P-11040)								832.134	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.135	am	(P-14276)							
817.305	n	(P-17659/93,A-12411)								830.202	n	(P-11040)								832.136	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.137	am	(P-14276)							
817.306	n	(P-17659/93,A-12411)								830.203	n	(P-11040)								832.138	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.139	am	(P-14276)							
817.309	n	(P-6246, A-14370)								830.204	n	(P-11040)								832.140	am	(P-14276)							
817.401	n	(P-17659/93,A-12411)								830.205	n	(P-11040)								832.141	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.142	am	(P-14276)							
817.402	n	(P-17659/93,A-12411)								830.206	n	(P-11040)								832.143	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.144	am	(P-14276)							
817.403	n	(P-17659/93,A-12411)								830.207	n	(P-11040)								832.145	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.146	am	(P-14276)							
817.404	n	(P-17659/93,A-12411)								830.208	n	(P-11040)								832.147	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.148	am	(P-14276)							
817.405	n	(P-17659/93,A-12411)								830.209	n	(P-11040)								832.149	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.150	am	(P-14276)							
817.406	n	(P-17659/93,A-12411)								830.210	n	(P-11040)								832.151	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.152	am	(P-14276)							
817.407	n	(P-17659/93,A-12411)								830.211	n	(P-11040)								832.153	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.154	am	(P-14276)							
817.408	n	(P-17659/93,A-12411)								830.212	n	(P-11040)								832.155	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.156	am	(P-14276)							
817.409	n	(P-17659/93,A-12411)								830.213	n	(P-11040)								832.157	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.158	am	(P-14276)							
817.410	n	(P-17659/93,A-12411)								830.501	n	(P-11040)								832.159	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.160	am	(P-14276)							
817.411	n	(P-17659/93,A-12411)								830.502	n	(P-11040)								832.161	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.162	am	(P-14276)							
817.412	n	(P-17659/93,A-12411)								830.503	n	(P-11040)								832.163	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.164	am	(P-14276)							
817.413	n	(P-17659/93,A-12411)								830.504	n	(P-11040)								832.165	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.166	am	(P-14276)							
817.414	n	(P-17659/93,A-12411)								830.505	n	(P-11040)								832.167	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.168	am	(P-14276)							
817.415	n	(P-17659/93,A-12411)								830.506	n	(P-11040)								832.169	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.170	am	(P-14276)							
817.416	n	(P-17659/93,A-12411)								830.507	n	(P-11040)								832.171	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.172	am	(P-14276)							
817.417	n	(P-17659/93,A-12411)								830.508	n	(P-11040)								832.173	am	(P-14276)							
		(C-21878/93)										(P-11040)								832.174	am	(P-14276)							
817.418	n	(P-17659/93																											

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1075.1185	r	(P-9858)	170.90	r	(P-9106)	170.800	am	(P-9106)
1075.1190	r	(P-9858)	170.100	r	(P-9106)	170.810	am	(P-9106)
1075.1195	r	(P-9858)	170.105	r	(P-9106)	170.820	am	(P-9106)
1075.1200	r	(P-9858)	170.106	r	(P-9106)	170.830	am	(P-9106)
1075.1205	r	(P-9858)	170.107	r	(P-9106)	170.850	am	(P-9106)
1075.1210	am	(P-9858)	170.108	r	(P-9106)	170.860	r	(P-9106)
1075.1215	am	(P-9858)	170.110	r	(P-9106)	170.890	am	(P-9106)
1075.1220	am	(P-9858)	170.200	am	(P-9106)	170.910	am	(P-9106)
1075.1225	r,n	(P-9858)	170.410	am	(P-9106)	170.930	am	(P-9106)
1075.1230	am	(P-9858)	170.411	am	(P-9106)	170.920	n	(P-9106)
1075.1235	am	(P-9858)	170.412	n	(P-9106)	170.930	n	(P-9106)
1075.1240	am	(P-9858)	170.420	am	(P-9106)	170.940	n	(P-9106)
1075.1245	am	(P-9858)	170.420	am	(P-9106)	170.1000	n	(P-9106)
1075.1270	am	(P-9858)	170.421	n	(P-9106)	170.1100	n	(P-9106)
1075.1285	am	(P-9858)	170.422	n	(P-9106)	170.1200	n	(P-9106)
1075.1290	am	(P-9858)	170.423	n	(P-9106)	170.1300	n	(P-9106)
1075.1295	am	(P-9858)	170.424	n	(P-9106)	170.1b A	n	(P-9106)
1075.1305	am	(P-9858)	170.425	n	(P-9106)	200.5	am	(P-22)
1075.1310	am	(P-9858)	170.426	n	(P-9106)	200.10	am	(P-22)
1075.1315	am	(P-9858)	170.427	n	(P-9106)	200.20	am	(P-22)
1075.1330	am	(P-9858)	170.430	am	(P-9106)	200.30	am	(P-22)
1075.1330	n	(E-7016)(P-9858)	170.431	am	(P-9106)	200.40	am	(P-22)
1075.2175	n	(E-7016)(P-9858)	170.440	am	(P-9106)	200.60	am	(P-22)
170.441			170.441	n	(P-9106)	200.70	am	(P-22)
170.442	am	(P-1-2696)	170.442	n	(P-9106)	200.100	am	(P-22)
170.450	am	(P-1-2696)	170.450	am	(P-9106)	200.120	r	(P-22)
170.460	am	(P-1-2696)	170.460	am	(P-9106)	200.160	r	(P-22)
170.480	am	(P-1-2696)	170.480	am	(P-9106)	200.180	r	(P-22)
170.490	am	(P-1-2696)	170.490	am	(P-9106)	200.300	r	(P-22)
170.500	am	(P-1-2696)	170.500	am	(P-9106)	200.320	r	(P-22)
170.510	am	(P-1-2696)	170.500	am	(P-9106)	200.340	r	(P-22)
170.520	am	(P-1-2696)	170.510	am	(P-9106)	200.350	r	(P-22)
170.530	am	(P-1-2696)	170.520	am	(P-9106)	200.260	r	(P-22)
170.540	am	(P-1-2696)	170.530	am	(P-9106)	200.270	r	(P-22)
170.541	n	(P-1-2696)	170.540	am	(P-9106)	200.280	r	(P-22)
170.542	n	(P-1-2696)	170.541	n	(P-9106)	200.290	r	(P-22)
170.543	n	(P-1-2696)	170.542	n	(P-9106)	200.300	r	(P-22)
170.544	n	(P-1-2696)	170.543	n	(P-9106)	200.310	r	(P-22)
170.545	am	(P-1-2696)	170.544	n	(P-9106)	200.320	r	(P-22)
170.560	am	(P-1-2696)	170.545	am	(P-9106)	200.330	r	(P-22)
170.570	am	(P-1-2696)	170.560	am	(P-9106)	200.340	am	(P-22)
170.580	am	(P-1-2696)	170.570	am	(P-9106)	TITLE 44		
170.590	am	(P-1-2696)	170.580	am	(P-9106)	650.10	n	(P-3208;A-9478)
170.600	am	(P-1-2696)	170.590	am	(P-9106)	650.20	n	(P-3208;A-9478)
170.610	am	(P-1-2696)	170.600	am	(P-9106)	650.30	n	(P-3208;A-9478)
170.620	am	(P-1-2696)	170.610	am	(P-9106)	650.40	n	(P-3208;A-9478)
170.630	am	(P-1-2696)	170.620	am	(P-9106)	650.50	n	(P-3208;A-9478)
170.640	am	(P-1-2696)	170.630	am	(P-9106)	650.60	n	(P-3208;A-9478)
170.650	am	(P-1-2696)	170.640	am	(P-9106)	650.70	n	(P-3208;A-9478)
170.660	am	(P-1-2696)	170.650	am	(P-9106)	650.80	n	(P-3208;A-9478)
170.670	am	(P-1-2696)	170.660	am	(P-9106)	650.90	n	(P-3208;A-9478)
170.671	am	(P-1-2696)	170.670	am	(P-9106)	650.100	n	(P-3208;A-9478)
170.672	n	(P-1-2696)	170.671	n	(P-9106)	650.110	n	(P-3208;A-9478)
170.673	n	(P-1-2696)	170.672	n	(P-9106)	650.120	n	(P-3208;A-9478)
170.700	r,n	(P-1-2696)	170.673	r,n	(P-9106)	650.140	n	(P-3208;A-9478)
170.705	n	(P-1-2696)	170.700	n	(P-9106)	650.150	n	(P-3208;A-9478)
170.710	n	(P-9106)	170.705	n	(P-9106)	650.160	n	(P-3208;A-9478)
170.720	n	(P-9106)	170.710	n	(P-9106)	650.170	n	(P-3208;A-9478)
170.730	n	(P-9106)	170.720	n	(P-9106)	650.180	n	(P-3208;A-9478)
170.740	r	(P-9106)	170.730	n	(P-9106)	650.190	n	(P-3208;A-9478)
170.750	r	(P-9106)	170.740	n	(P-9106)	650.190	n	(P-3208;A-9478)
170.760	r	(P-9106)	170.750	n	(P-9106)	650.210	n	(P-3208;A-9478)
170.770	r	(P-9106)	170.760	n	(P-9106)	650.210	n	(P-3208;A-9478)
170.780	r	(P-9106)	170.770	n	(P-9106)	650.220	n	(P-3208;A-9478)
170.790	r	(P-9106)	170.780	n	(P-9106)	650.230	n	(P-3208;A-9478)
170.800	r	(P-9106)	170.790	n	(P-9106)	650.240	n	(P-3208;A-9478)
170.810	r	(P-9106)	170.800	n	(P-9106)	650.250	n	(P-3208;A-9478)
170.820	r	(P-9106)	170.810	n	(P-9106)	650.260	n	(P-3208;A-9478)
170.830	r	(P-9106)	170.820	n	(P-9106)	650.270	n	(P-3208;A-9478)
170.840	r	(P-9106)	170.830	n	(P-9106)	650.280	n	(P-3208;A-9478)
170.850	r	(P-9106)	170.840	n	(P-9106)	650.290	n	(P-3208;A-9478)
170.860	r	(P-9106)	170.850	n	(P-9106)	650.300	n	(P-3208;A-9478)
170.870	r	(P-9106)	170.860	n	(P-9106)	650.310	n	(P-3208;A-9478)
170.880	r	(P-9106)	170.870	n	(P-9106)	650.320	n	(P-3208;A-9478)
170.890	r	(P-9106)	170.880	n	(P-9106)	650.330	n	(P-3208;A-9478)
170.900	r	(P-9106)	170.890	n	(P-9106)	650.340	n	(P-3208;A-9478)
170.910	r	(P-9106)	170.900	n	(P-9106)	650.350	n	(P-3208;A-9478)
170.920	r	(P-9106)	170.910	n	(P-9106)	650.360	n	(P-3208;A-9478)
170.930	r	(P-9106)	170.920	n	(P-9106)	650.370	n	(P-3208;A-9478)
170.940	r	(P-9106)	170.930	n	(P-9106)	650.380	n	(P-3208;A-9478)
170.950	r	(P-9106)	170.940	n	(P-9106)	650.390	n	(P-3208;A-9478)
170.960	r	(P-9106)	170.950	n	(P-9106)	650.400	n	(P-3208;A-9478)
170.970	r	(P-9106)	170.960	n	(P-9106)	650.410	n	(P-3208;A-9478)
170.980	r	(P-9106)	170.970	n	(P-9106)	650.420	n	(P-3208;A-9478)
170.990	r	(P-9106)	170.980	n	(P-9106)	650.430	n	(P-3208;A-9478)
171.000	r	(P-9106)	170.990	n	(P-9106)	650.440	n	(P-3208;A-9478)
171.010	r	(P-9106)	171.000	n	(P-9106)	650.450	n	(P-3208;A-9478)
171.020	r	(P-9106)	171.010	n	(P-9106)	650.460	n	(P-3208;A-9478)
171.030	r	(P-9106)	171.020	n	(P-9106)	650.470	n	(P-3208;A-9478)
171.040	r	(P-9106)	171.030	n	(P-9106)	650.480	n	(P-3208;A-9478)
171.050	r	(P-9106)	171.040	n	(P-9106)	650.490	n	(P-3208;A-9478)
171.060	r	(P-9106)	171.050	n	(P-9106)	650.500	n	(P-3208;A-9478)
171.070	r	(P-9106)	171.060	n	(P-9106)	650.510	n	(P-3208;A-9478)
171.080	r	(P-9106)	171.070	n	(P-9106)	650.520	n	(P-3208;A-9478)
171.090	r	(P-9106)	171.080	n	(P-9106)	650.530	n	(P-3208;A-9478)
171.100	r	(P-9106)	171.090	n	(P-9106)	650.540	n	(P-3208;A-9478)
171.110	r	(P-9106)	171.100	n	(P-9106)	650.550	n	(P-3208;A-9478)
171.120	r	(P-9106)	171.110	n	(P-9106)	650.560	n	(P-3208;A-9478)
171.130	r	(P-9106)	171.120	n	(P-9106)	650.570	n	(P-3208;A-9478)
171.140	r	(P-9106)	171.130	n	(P-9106)	650.580	n	(P-3208;A-9478)
171.150	r	(P-9106)	171.140	n	(P-9106)	650.590	n	(P-3208;A-9478)
171.160	r	(P-9106)	171.150	n	(P-9106)	650.600	n	(P-3208;A-9478)
171.170	r	(P-9106)	171.160	n	(P-9106)	650.610	n	(P-3208;A-9478)
171.180	r	(P-9106)	171.170	n	(P-9106)	650.620	n	(P-3208;A-9478)
171.190	r	(P-9106)	171.180	n	(P-9106)	650.630	n	(P-3208;A-9478)
171.200	r	(P-9106)	171.190	n	(P-9106)	650.640	n	(P-3208;A-9478)
171.210	r	(P-9106)	171.200	n	(P-9106)	650.650	n	(P-3208;A-9478)
171.220	r	(P-9106)	171.210	n	(P-9106)	650.660	n	(P-3208;A-9478)
171.230	r	(P-9106)	171.220	n	(P-9106)	650.670	n	(P-3208;A-9478)
171.240	r	(P-9106)	171.230	n	(P-9106)	650.680	n	(P-3208;A-9478)
171.250	r	(P-9106)	171.240	n	(P-9106)	650.690	n	(P-3208;A-9478)
171.260	r	(P-9106)	171.250	n	(P-9106)	650.700	n	(P-3208;A-9478)
171.270	r	(P-9106)	171.260	n	(P-9106)	650.710	n	(P-3208;A-9478)
171.280	r	(P-9106)	171.270	n	(P-9106)	650.720	n	(P-3208;A-9478)
171.290	r	(P-9106)	171.280	n	(P-9106)	650.730	n	(P-3208;A-9478)
171.300	r	(P-9106)	171.290	n	(P-9106)	650.740	n	(P-3208;A-9478)
171.310	r	(P-9106)	171.300	n	(P-9106)	650.750	n	(P-3208;A-9478)
171.320	r	(P-9106)	171.310	n	(P-9106)	650.760	n	(P-3208;A-9478)
171.330	r	(P-9106)	171.320	n	(P-9106)	650.770	n	(P-3208;A-9478)
171.340	r	(P-9106)	171.330	n	(P-9106)	650.780	n	(P-3208;A-9478)
171.350	r	(P-9106)	171.340	n	(P-9106)	650.790	n	(P-3208;A-9478)
171.360	r	(P-9106)	171.350	n	(P-9106)	650.800	n	(P-3208;A-9478)
171.370	r	(P-9106)	171.360	n	(P-9106)	650.810	n	(P-3208;A-9478)
171.380	r	(P-9106)	171.370	n	(P-9106)	650.820	n	(P-3208;A-9478)
171.390	r	(P-9106)	171.380	n	(P-9106)	650.830	n	(P-3208;A-9478)
171.400	r	(P-9106)	171.390	n	(P-9106)	650.840	n	(P-3208;A-9478)
171.410	r	(P-9106)	171.400	n	(P-9106)	650.850	n	(P-3208;A-9478)
171.420	r	(P-9106)	171.410	n	(P-9106)	650.860	n	(P-3208;A-9478)
171.430	r	(P-9106)	171.420	n	(P-9106)	650.870	n	(P-3208;A-9478)
171.440	r	(P-9106)	171.430	n	(P-9106)	650.880	n	(P-3208;A-9478)
171.450	r	(P-9106)	171.440	n	(P-9106)	650.890	n	(P-3208;A-9478)
171.460								

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## SECTIONS AFFECTED INDEX

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(Title 44, con't)

550	340	n	(P-3208,A-9478)	360,201	am	(E-1241(C)-A-8663)	365,104	n	(P-956(A)-8633)
550	350	n	(P-3208,A-9478)	360,201	am	(E-1241(C)-A-8663)	365,104	n	(P-956(A)-8633)
550	360	n	(P-3208,A-9478)	360,202	am	(E-1241(C)-A-8663)	365,105	n	(P-956(A)-8633)
650	Ap A	n	(P-3208,A-9478)	360,203	am	(E-1241(C)-A-8663)	365,106	n	(P-956(A)-8633)
650	Ap B	n	(P-3208,A-9478)	360,203	am	(E-1241(C)-A-8663)	365,106	n	(P-956(A)-8633)
650	Ap C	n	(P-3208,A-9478)	360,204	c	(E-1241(C)-A-8663)	365,107	n	(P-956(A)-8633)
650	Ap D	n	(P-3208,A-9478)	360,204	c	(E-1241(C)-A-8663)	365,107	n	(P-956(A)-8633)
650	Ap E	n	(P-3208,A-9478)	360,204	c	(E-1241(C)-A-8663)	365,107	n	(P-956(A)-8633)
5000	250	n	(P-15217/93,A-1886)	360,301	am	(E-1241(C)-A-8663)	365,108	n	(P-956(A)-8633)
5000	310	am	(P-0507)	360,301	am	(E-1241(C)-A-8663)	365,108	n	(P-956(A)-8633)
TITLE 17									
160	10	am	(P-15747/93,A-5163)	360,303	am	(E-1241(C)-A-8663)	365,109	n	(P-956(A)-8633)
160	30	am	(P-15747/93,A-5163)	360,304	am	(E-1241(C)-A-8663)	365,110	n	(P-956(A)-8633)
160	40	am	(P-15747/93,A-5163)	360,305	am	(E-1241(C)-A-8663)	365,111	n	(P-956(A)-8633)
160	50	am	(P-15747/93,A-5163)	360,305	am	(E-1241(C)-A-8663)	365,111	n	(P-956(A)-8633)
160	60	am	(P-15747/93,A-5163)	360,309	am	(E-1241(C)-A-8663)	365,112	n	(P-956(A)-8633)
160	70	am	(P-15747/93,A-5163)	360,310	am	(E-1241(C)-A-8663)	365,113	n	(P-956(A)-8633)
160	80	am	(P-0233)	360,310	am	(E-1241(C)-A-8663)	365,113	n	(P-956(A)-8633)
260	101	am	(P-0233)	360,401	am	(E-1241(C)-A-8663)	365,114	n	(P-956(A)-8633)
260	102	am	(P-0233)	360,401	am	(E-1241(C)-A-8663)	365,114	n	(P-956(A)-8633)
260	103	am	(P-0233)	360,401	am	(E-1241(C)-A-8663)	365,114	n	(P-956(A)-8633)
260	105	am	(P-0233)	360,501	r	(E-1241(C)-A-8663)	365,115	n	(P-956(A)-8633)
260	106	am	(P-0233)	360,502	am	(E-1241(C)-A-8663)	365,201	n	(P-956(A)-8633)
260	107	am	(P-0233)	360,502	am	(E-1241(C)-A-8663)	365,201	n	(P-956(A)-8633)
260	108	am	(P-0233)	360,503	am	(E-1241(C)-A-8663)	365,202	n	(P-956(A)-8633)
260	109	am	(P-0233)	360,503	am	(E-1241(C)-A-8663)	365,202	n	(P-956(A)-8633)
260	110	am	(P-0233)	360,505	am	(E-1241(C)-A-8663)	365,203	n	(P-956(A)-8633)
260	111	am	(P-0233)	360,505	am	(E-1241(C)-A-8663)	365,203	n	(P-956(A)-8633)
260	112	am	(P-0233)	360,506	am	(E-1241(C)-A-8663)	365,204	n	(P-956(A)-8633)
260	114	am	(P-0233)	360,506	am	(E-1241(C)-A-8663)	365,204	n	(P-956(A)-8633)
260	201	am	(P-0233)	360,601	am	(E-1241(C)-A-8663)	365,301	n	(P-956(A)-8633)
260	202	am	(P-0233)	360,601	am	(E-1241(C)-A-8663)	365,302	n	(P-956(A)-8633)
260	203	am	(P-0233)	360,602	am	(E-1241(C)-A-8663)	365,303	n	(P-956(A)-8633)
260	204	am	(P-0233)	360,602	am	(E-1241(C)-A-8663)	365,303	n	(P-956(A)-8633)
260	205	am	(P-0233)	360,603	am	(E-1241(C)-A-8663)	365,304	n	(P-956(A)-8633)
260	301	am	(P-0233)	360,603	am	(E-1241(C)-A-8663)	365,304	n	(P-956(A)-8633)
260	302	am	(P-0233)	360,603	am	(E-1241(C)-A-8663)	365,305	n	(P-956(A)-8633)
260	303	am	(P-0233)	360,603	am	(E-1241(C)-A-8663)	365,305	n	(P-956(A)-8633)
260	304	am	(P-0233)	360,801	am	(E-1241(C)-A-8663)	365,401	n	(P-956(A)-8633)
260	305	am	(P-0233)	360,802	am	(E-1241(C)-A-8663)	365,401	n	(P-956(A)-8633)
260	401	am	(P-0233)	360,802	am	(E-1241(C)-A-8663)	365,401	n	(P-956(A)-8633)
260	402	am	(P-0233)	360,803	am	(E-1241(C)-A-8663)	365,402	n	(P-956(A)-8633)
260	403	am	(P-0233)	360,803	am	(E-1241(C)-A-8663)	365,402	n	(P-956(A)-8633)
260	404	am	(P-0233)	360,804	am	(E-1241(C)-A-8663)	365,403	n	(P-956(A)-8633)
260	405	am	(P-0233)	360,804	am	(E-1241(C)-A-8663)	365,403	n	(P-956(A)-8633)
260	406	am	(P-0233)	360,901	am	(E-1241(C)-A-8663)	365,404	n	(P-956(A)-8633)
260	407	am	(P-0233)	360,901	am	(E-1241(C)-A-8663)	365,404	n	(P-956(A)-8633)
260	501	am	(P-0233)	360,902	am	(E-1241(C)-A-8663)	365,405	n	(P-956(A)-8633)
260	502	am	(P-0233)	360,902	am	(E-1241(C)-A-8663)	365,405	n	(P-956(A)-8633)
260	503	am	(P-0233)	360,903	am	(E-1241(C)-A-8663)	365,501	n	(P-956(A)-8633)
260	504	am	(P-0233)	360,903	am	(E-1241(C)-A-8663)	365,501	n	(P-956(A)-8633)
260	505	am	(P-0233)	360,904	am	(E-1241(C)-A-8663)	365,502	n	(P-956(A)-8633)
260	506	am	(P-0233)	360,905	am	(E-1241(C)-A-8663)	365,503	n	(P-956(A)-8633)
310	401	am	(P-13659/93,A-1939)	360,101	am	(E-1241(C)-A-8663)	365,503	n	(P-956(A)-8633)
310	402	am	(P-1669,A-8663)	360,101	am	(E-1241(C)-A-8663)	365,503	n	(P-956(A)-8633)
360	103	am	(P-1669,A-8663)	360,1101	am	(E-1241(C)-A-8663)	365,504	n	(P-956(A)-8633)
360	104	am	(P-1669,A-8663)	360,1102	am	(E-1241(C)-A-8663)	365,505	n	(P-956(A)-8633)
360	105	am	(E-1214(C)-A-8663)	365,101	n	(E-1214(C)-A-8663)	365,506	n	(P-956(A)-8633)
360	106	am	(P-1669,A-8663)	365,101	n	(P-956(A)-8633)	365,506	n	(P-956(A)-8633)
360	109	am	(P-1669,A-8663)	365,102	n	(P-956(A)-8633)	365,507	n	(P-956(A)-8633)
360	114	am	(E-1214(C)-A-8663)	365,103	n	(E-1214(C)-A-8663)	365,508	n	(P-956(A)-8633)
360	114	am	(E-1214(C)-A-8663)	365,103	n	(E-1214(C)-A-8663)	365,508	n	(P-956(A)-8633)

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(Title 47, con't)									
365.601	(P-956(A-8633))	am	(P-211.43.93(A-6176))	2018.80	n	(P-3919(A-12746))	2630.105	am	(P-855(A-9935))
	(E-1596(C-10503))	854.10	am	2018.90	n	(P-3919(A-12746))	2630.142	am	(P-855(A-9935))
365.602	(P-956(A-8633))	854.20	am	2018.100	n	(P-3919(A-12746))	2650.10	am	(P-6040(A-13384))
	(E-1596(C-10503))	854.30	am	2018.110	n	(P-3919(A-12746))	2650.20	am	(P-6040(A-13384))
365.603	(P-956(A-8633))	854.40	am	2018.120	n	(P-3919(A-12746))	2650.30	am	(P-6040(A-13384))
	(E-1596(C-10503))	854.50	am	2018.130	n	(P-3919(A-12746))	2650.40	am	(P-6040(A-13384))
365.604	(P-956(A-8633))	855.00	am	2018.140	n	(P-3919(A-12746))	2650.50	am	(P-6040(A-13384))
	(E-1596(C-10503))	855.10	am	2018.150	n	(P-3919(A-12746))	2650.60	am	(P-6040(A-13384))
365.701	(P-956(A-8633))	855.20	am	2018.160	n	(P-3919(A-12746))	2650.70	am	(P-6040(A-13384))
	(E-1596(C-10503))	855.30	am	2018.170	n	(P-3919(A-12746))	2650.80	am	(P-6040(A-13384))
365.702	(P-956(A-8633))	855.40	am	2018.180	n	(P-3919(A-12746))	2650.90	am	(P-6040(A-13384))
	(E-1596(C-10503))	855.50	am	2018.190	n	(P-3919(A-12746))	2650.100	am	(P-6040(A-13384))
365.703	(P-956(A-8633))	1103.10	n	2018.200	n	(P-3919(A-12746))	2650.110	am	(P-6040(A-13384))
	(E-1596(C-10503))	1103.20	n	2018.210	n	(P-3919(A-12746))	2650.120	am	(P-6040(A-13384))
365.704	(P-956(A-8633))	1103.30	n	2018.220	n	(P-3919(A-12746))	2650.130	am	(P-6040(A-13384))
	(E-1596(C-10503))	1103.40	n	2018.230	n	(P-3919(A-12746))	2650.140	am	(P-6040(A-13384))
365.801	(P-956(A-8633))	1103.50	n	2018.EA.8	n	(P-3919(A-12746))	2650.150	am	(P-6040(A-13384))
	(E-1596(C-10503))	1250.10	n	2018.EA.8	n	(P-3919(A-12746))	2650.160	am	(P-6040(A-13384))
365.901	(P-956(A-8633))	1250.20	n	2018.EA.8	n	(P-3919(A-12746))	2650.170	am	(P-6040(A-13384))
	(E-1596(C-10503))	1250.30	n	2018.EA.8	n	(P-3919(A-12746))	2650.180	am	(P-6040(A-13384))
365.1001	(P-956(A-8633))	1250.40	n	2018.EA.8	n	(P-3919(A-12746))	2650.190	am	(P-6040(A-13384))
	(E-1596(C-10503))	1250.50	n	2018.EA.8	n	(P-3919(A-12746))	2650.200	am	(P-6040(A-13384))
365.1002	(P-956(A-8633))	1250.60	n	2018.EA.8	n	(P-3919(A-12746))	2650.210	am	(P-6040(A-13384))
	(E-1596(C-10503))	1250.70	n	2018.EA.8	n	(P-3919(A-12746))	2650.220	am	(P-6040(A-13384))
365.1101	(P-956(A-8633))	2012.10	am	2018.EA.8	n	(P-3919(A-12746))	2650.230	am	(P-6040(A-13384))
	(E-1596(C-10503))	2012.11	am	2018.EA.8	n	(P-3919(A-12746))	2650.240	am	(P-6040(A-13384))
365.1102	(P-956(A-8633))	2012.12	am	2018.EA.8	n	(P-3919(A-12746))	2650.250	am	(P-6040(A-13384))
	(E-1596(C-10503))	2012.13	am	2018.EA.8	n	(P-3919(A-12746))	2650.260	am	(P-6040(A-13384))
365.1103	(P-956(A-8633))	2012.14	am	2018.EA.8	n	(P-3919(A-12746))	2650.270	am	(P-6040(A-13384))
	(E-1596(C-10503))	2012.15	am	2018.EA.8	n	(P-3919(A-12746))	2650.280	am	(P-6040(A-13384))
365.1104	(P-956(A-8633))	2012.16	am	2018.EA.8	n	(P-3919(A-12746))	2650.290	am	(P-6040(A-13384))
	(E-1596(C-10503))	2012.17	am	2018.EA.8	n	(P-3919(A-12746))	2650.300	am	(P-6040

(Title 62, con't)									
240,1820	n	(P-22128/93.A-8061)	1240,7	am	(P-14567)	1375,130	n	(P-7986)	1505,70
240,1830	n	(P-22128/93.A-8061)	1240,10	am	(P-14567)	1375,135	n	(P-7986)	1505,70
240,1835	n	(P-22128/93.A-8061)	1240,15	am	(P-14567)	1375,140	n	(P-7986)	1505,70
240,1840	n	(P-22128/93.A-8061)	1240,16	am	(P-14567)	1375,150	n	(P-7986)	1505,70
240,1850	n	(P-22128/93.A-8061)	1240,20	am	(P-14567)	1375,160	n	(P-7986)	1505,70
240,1855	n	(P-22128/93.A-8061)	1240,25	am	(P-14567)	1375,170	n	(P-7986)	1505,70
240,1860	n	(P-22128/93.A-8061)	1240,30	am	(P-14567)	1375,200	n	(P-7986)	1505,70
240,1865	n	(P-22128/93.A-8061)	1240,40	am	(P-14567)	1375,210	n	(P-7986)	1505,70
240,1870	n	(P-22128/93.A-8061)	1240,45	am	(P-14567)	1375,230	n	(P-7986)	1505,70
240,1900	n	(P-22128/93.A-8061)	1240,45	am	(P-14567)	1380,210	am	(P-1061/9.A-14737)	1505,70
240,1905	n	(P-22128/93.A-8061)	1240,46	am	(P-14567)	1380,240	am	(P-1061/9.A-14737)	1505,70
240,1910	n	(P-22128/93.A-8061)	1240,47	am	(P-14567)	1380,250	am	(P-1061/9.A-14737)	1505,70
240,1920	n	(P-22128/93.A-8061)	1240,48	am	(P-14567)	1380,260	am	(P-1061/9.A-14737)	1505,70
240,1930	n	(P-22128/93.A-8061)	1240,50	am	(P-14567)	1380,280	am	(P-1061/9.A-14737)	1505,70
240,1940	n	(P-22128/93.A-8061)	1240,55	am	(P-14567)	1380,300	am	(P-1061/9.A-14737)	1505,70
240,1950	n	(P-22128/93.A-8061)	1240,60	am	(P-14567)	1400,30	am	(P-2566.A-11191)	1505,70
240,1960	n	(P-22128/93.A-8061)	1240,65	am	(P-14567)	1400,40	am	(P-2566.A-11191)	1505,70
TITLE 68									
590,5	am	(P-14765/93.A-1865)	1270,5	am	(P-14567)	1400,50	am	(P-2566.A-11191)	1505,70
590,30	am	(P-14765/93.A-1865)	1270,5	am	(P-14567)	1400,60	am	(P-2566.A-11191)	1505,70
610,20	am	(P-14773/93.A-1875)	1270,10	am	(P-14567)	1400,80	am	(P-2566.A-11191)	1505,70
610,40	am	(P-14773/93.A-1875)	1270,10	am	(P-14567)	1400,90	am	(P-2566.A-11191)	1505,70
610,60	am	(P-14773/93.A-1875)	1270,10	am	(P-14567)	1400,90	am	(P-2566.A-11191)	1505,70
1150,10	n	(P-11337/93.A-10736)	1283,10	n	(P-5477.A-10752)	1455,15	am	(P-16379/93.A-2379)	1505,70
1150,20	am	(P-11337/93.A-10736)	1283,20	am	(P-5477.A-10752)	1455,200	am	(P-2733.A-8428)	1505,70
1150,85	n	(P-11337/93.A-10736)	1283,60	n	(P-5477.A-10752)	1455,205	n	(P-2733.A-8428)	1505,70
1150,Ap.A	n	(P-11337/93.A-10736)	1283,70	n	(P-5477.A-10752)	1455,210	am	(P-16379/93.A-2379)	1505,70
1175,100	am	(P-20217/93.A-4856)	1283,100	am	(P-5477.A-10752)	1455,300	am	(P-16379/93.A-2379)	1505,70
1175,1000	am	(P-20217/93.A-4856)	1283,120	am	(P-5477.A-10752)	1455,36	n	(P-7194.A-12794)	1505,70
1175,1005	am	(P-20217/93.A-4856)	1315,80	am	(P-5477.A-10752)	1455,40	am	(P-7194.A-12794)	1505,70
1175,1010	am	(P-20217/93.A-4856)	1315,100	am	(P-590.A-7373)	1455,60	am	(P-7194.A-12794)	1505,70
1175,1015	am	(P-20217/93.A-4856)	1315,110	am	(P-590.A-7373)	1455,90	n	(P-7194.A-12794)	1505,70
1175,1020	am	(P-20217/93.A-4856)	1315,120	am	(P-590.A-7373)	1465,90	am	(P-7194.A-12794)	1505,70
1175,1025	am	(P-20217/93.A-4856)	1315,130	am	(P-590.A-7373)	1470,5	am	(P-8435/93.A-2370)	1505,70
1175,1030	am	(P-20217/93.A-4856)	1315,140	am	(P-590.A-7373)	1470,7	am	(P-8435/93.A-2370)	1505,70
1175,1035	am	(P-20217/93.A-4856)	1315,150	am	(P-590.A-7373)	1470,80	am	(P-8435/93.A-2370)	1505,70
1175,1100	am	(P-20217/93.A-4856)	1315,160	am	(P-590.A-7373)	1470,90	am	(P-8435/93.A-2370)	1505,70
1175,1105	am	(P-20217/93.A-4856)	1315,163	am	(P-590.A-7373)	1480,140	am	(P-5749.A-14751)	1505,70
1175,1110	am	(P-20217/93.A-4856)	1315,170	am	(P-590.A-7373)	1480,150	am	(P-5749.A-14751)	1505,70
1175,1120	am	(P-20217/93.A-4856)	1315,180	am	(P-590.A-7373)	1480,190	am	(P-5749.A-14751)	1505,70
1175,1130	am	(P-20217/93.A-4856)	1315,200	am	(P-590.A-7373)	1500,5	am	(P-5758.A-11212)	1505,70
1175,1135	am	(P-20217/93.A-4856)	1360,30	am	(P-11451)	1500,10	am	(P-5758.A-11212)	1505,70
1175,1140	am	(P-20217/93.A-4856)	1360,45	am	(P-11451)	1500,15	am	(P-5758.A-11212)	1505,70
1175,1145	am	(P-20217/93.A-4856)	1360,50	am	(P-11451)	1500,20	am	(P-5758.A-11212)	1505,70
1175,1150	am	(P-20217/93.A-4856)	1360,60	am	(P-11451)	1500,25	am	(P-5758.A-11212)	1505,70
1175,1155	am	(P-20217/93.A-4856)	1360,65	am	(P-11451)	1500,30	am	(P-5758.A-11212)	1505,70
1175,1160	am	(P-20217/93.A-4856)	1375,10	am	(P-7986)	1500,35	am	(P-5758.A-11212)	1505,70
1175,1165	am	(P-20217/93.A-4856)	1375,110	am	(P-7986)	1500,40	am	(P-5758.A-11212)	1505,70
1175,1170	am	(P-20217/93.A-4856)	1375,120	am	(P-7986)	1500,45	am	(P-5758.A-11212)	1505,70
1175,1175	am	(P-20217/93.A-4856)	1375,125	am	(P-7986)	1500,50	am	(P-5758.A-11212)	1505,70
1175,1200	am	(P-20217/93.A-4856)	1375,140	am	(P-7986)	1500,70	am	(P-5758.A-11212)	1505,70
1175,1205	am	(P-20217/93.A-4856)	1375,150	am	(P-7986)	1505,10	am	(P-5737.A-1180)	1505,70
1175,1210	am	(P-20217/93.A-4856)	1375,160	am	(P-7986)	1505,20	am	(P-5737.A-1180)	1505,70
1175,1215	am	(P-20217/93.A-4856)	1375,170	am	(P-7986)	1505,30	am	(P-5737.A-1180)	1505,70
1175,1220	am	(P-20217/93.A-4856)	1375,180	am	(P-7986)	1505,40	am	(P-5737.A-1180)	1505,70
1200,20	am	(P-12103)	1375,100	am	(P-7986)	1505,50	am	(P-5737.A-1180)	1505,70
1200,30	am	(P-12103)	1375,110	am	(P-7986)	1505,55	am	(P-5737.A-1180)	1505,70
1200,45	am	(P-12103)	1375,120	am	(P-7986)	1505,60	am	(P-5737.A-1180)	1505,70
1200,75	am	(P-12103)	1375,130	am	(P-7986)	1505,65	am	(P-5737.A-1180)	1505,70
1200,90	am	(P-12103)	1375,140	am	(P-7986)	1505,70	am	(P-5737.A-1180)	1505,70
1200,95	am	(P-12103)	1375,150	am	(P-7986)	1505,75	am	(P-5737.A-1180)	1505,70
1201,00	am	(P-12103)	1375,160	am	(P-7986)	1505,80	am	(P-5737.A-1180)	1505,70
1201,05	am	(P-12103)	1375,170	am	(P-7986)	1505,85	am	(P-5737.A-1180)	1505,70
1201,10	am	(P-12103)	1375,180	am	(P-7986)	1505,90	am	(P-5737.A-1180)	1505,70
1201,15	am	(P-12103)	1375,190	am	(P-7986)	1505,95	am	(P-5737.A-1180)	1505,70
1201,20	am	(P-12103)	1375,200	am	(P-7986)	1506,00	am	(P-5737.A-1180)	1505,70
1201,25	am	(P-12103)	1375,210	am	(P-7986)	1506,05	am	(P-5737.A-1180)	1505,70
1201,30	am	(P-12103)	1375,220	am	(P-7986)	1506,10	am	(P-5737.A-1180)	1505,70
1201,35	am	(P-12103)	1375,230	am	(P-7986)	1506,15	am	(P-5737.A-1180)	1505,70
1201,40	am	(P-12103)	1375,240	am	(P-7986)	1506,20	am	(P-5737.A-1180)	1505,70
1201,45	am	(P-12103)	1375,250	am	(P-7986)	1506,25	am	(P-5737.A-1180)	1505,70
1201,50	am	(P-12103)	1375,260	am	(P-7986)	1506,30	am	(P-5737.A-1180)	1505,70
1201,55	am	(P-12103)	1375,270	am	(P-7986)	1506,35	am	(P-5737.A-1180)	1505,70
1201,60	am	(P-12103)	1375,280	am	(P-7986)	1506,40	am	(P-5737.A-1180)	1505,70
1201,65	am	(P-12103)	1375,290	am	(P-7986)	1506,45	am	(P-5737.A-1180)	1505,70
1201,70	am	(P-12103)	1375,300	am	(P-7986)	1506,50	am	(P-5737.A-1180)	1505,70
1201,75	am	(P-12103)	1375,310	am	(P-7986)	1506,55	am	(P-5737.A-1180)	1505,70
1201,80	am	(P-12103)	1375,320	am	(P-7986)	1506,60	am	(P-5737.A-1180)	1505,70
1201,85	am	(P-12103)	1375,330	am	(P-7986)	1506,65	am	(P-5737.A-1180)	1505,70
1201,90	am	(P-12103)	1375,340	am	(P-7986)	1506,70	am	(P-5737.A-1180)	1505,70
1201,95	am	(P-12103)	1375,350	am	(P-7986)	1506,75	am	(P-5737.A-1180)	1505,70
1202,00	am	(P-12103)	1375,360	am	(P-7986)	1506,80	am	(P-5737.A-1180)	1505,70
1202,05	am	(P-12103)	1375,370	am	(P-7986)	1506,85	am	(P-5737.A-1180)	1505,70
1202,10	am	(P-12103)	1375,380	am	(P-7986)	1506,90	am	(P-5737.A-1180)	1505,70
1202,15	am	(P-12103)	1375,390	am	(P-7986)	1506,95	am	(P-5737.A-1180)	1505,70
1202,20	am	(P-12103)	1375,400	am	(P-7986)	1507,00	am	(P-5737.A-1180)	1505,70
1202,25	am	(P-12103)	1375,410	am	(P-7986)	1507,05	am	(P-5737.A-1180)	1505,70
1202,30	am	(P-12103)	1375,420	am	(P-7986)	1507,10	am	(P-5737.A-1180)	1505,70
1202,35	am	(P-12103)	1375,430	am	(P-7986)	1507,15	am	(P-5737.A-1180)	1505,70
1202,40	am	(P-12103)	1375,440	am	(P-7986)	1507,20	am	(P-5737.A-1180)	1505,70
1202,45	am	(P-12103)	1375,450	am	(P-7986)	1507,25	am	(P-5737.A-1180)	1505,70
1202,50	am	(P-12103)	1375,460	am	(P-7986)	1507,30	am	(P-5737.A-1180)	1505,70
1202,55	am	(P-12103)	1375,470	am	(P-7986)	1507,35	am	(P-5737.A-1180)	1505,70
1203,00	am	(P-12103)	1375,480	am	(P-7986)	1507,40	am	(P-5737.A-1180)	1505,70
1203,05	am	(P-12103)	1375,490	am	(P-7986)	1507,45	am	(P-5737.A-1180)	1505,70
1203,10	am	(P-12103)	1375,500	am	(P-7986)	1507,50	am	(P-5737.A-1180)	1505,70
1203,15	am	(P-12103)	1375,510	am	(P-7986)	1507,55	am	(P-5737.A-1180)	1505,70
1203,20	am	(P-12103)	1375,520	am	(P-7986)	1507,60	am	(P-5737.A-1180)	1505,70
1203,25	am	(P-12103)	1375,530	am	(P-7986)	1507,65	am	(P-5737.A-1180)	1505,70
1203,30	am	(P-12103)	1375,540	am	(P-7986)	1507,70	am	(P-5737.A-1180)	1505,70
1203,35	am	(P-12103)	1375,550	am	(P-7986)	1507,75	am	(P-5737.A-1180)	1505,70
1203,40	am	(P-12103)	1375,560	am	(P-7986)	1507,80	am	(P-5737.A-1180)	1505,70
1203,45	am	(P-12103)	1375,570	am	(P-7986)	1507,85	am	(P-5737.A-1180)	1505,70
1203,50	am	(P-12103)	1375,580	am	(P-7986)	1507,90	am	(P-5737.A-1180)	1505,70
1203,55	am	(P-12103)	1375,590	am	(P-7986)	1507,95	am	(P-5737.A-1180)	1505,70
1204,00	am	(P-12103)	1375,600	am	(P-7986)	1508,00	am	(P-5737.A-1180)	1505,70
1204,05	am	(P-12103)	1375,61						

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ILLINOIS REGISTER  
Volume 18, Issue #39      SECTIONS AFFECTED IN

Sept. 30, 1994

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Volume 18, Issue #39

## FUNCTIONS AFFECTED INDEX

Sept. 30, 1994

(Title 80, cont.)										(Title 86, cont.)									
2700 730 am	(P-19755/93.A-7224)	505 210	am	(P-946.A-10701)	772 80	n	(P-7156)	500 100	n	(P-14634)	500 360	n	(P-14634)	112 131	am	(P-19436/93.A-5909)			
2700 735 am	(P-19755/93.A-7224)	505 250	am	(P-946.A-10701)	772 90	n	(P-7156)	500 101	n	(A-4451)	500 400	am	(P-14634)	112 140	am	(P-2578.A-8703)			
2700 740 am	(P-19755/93.A-7224)	505 270	r	(P-946.A-10701)	772 100	n	(P-7156)	500 102	r	(A-4451)	500 405	n	(P-14634)	112 141	am	(P-19436/93.A-5909)			
2700 745 am	(P-19755/93.A-7224)	505 280	am	(P-946.A-10701)	772 110	n	(P-7156)	500 103	r	(A-4451)	500 500	am	(P-14634)	112 142	am	(P-19436/93.A-5909)			
2700 750 am	(P-19755/93.A-7224)	505 300	am	(P-946.A-10701)	772 120	n	(P-7156)	500 104	r	(A-4451)	500 501	am	(P-14634)	112 143	am	(P-19436/93.A-5909)			
2700 760 am	(P-19755/93.A-7224)	505 330	am	(P-946.A-10701)	772 130	n	(P-7156)	500 105	r	(A-4451)	500 505	am	(P-14634)	112 144	am	(P-19436/93.A-5909)			
2700 780 am	(P-19755/93.A-7224)	505 370	am	(P-946.A-10701)	772 135	n	(P-7156)	500 106	r	(A-4451)	500 500	am	(P-14634)	112 145	am	(P-19436/93.A-5909)			
2700 785 am	(P-19755/93.A-7224)	505 420	am	(P-946.A-10701)	772 140	n	(P-7156)	500 107	r	(A-4451)	500 600	am	(P-14634)	112 146	am	(P-19436/93.A-5909)			
2700 790 am	(P-19755/93.A-7224)	505 430	am	(P-946.A-10701)	772 145	n	(P-7156)	500 108	r	(A-4451)	500 600	am	(P-14634)	112 147	am	(P-19436/93.A-5909)			
2700 795 am	(P-19755/93.A-7224)	505 450	am	(P-946.A-10701)	772 150	n	(P-7156)	500 109	r	(A-4451)	500 600	am	(P-14634)	112 148	am	(P-19436/93.A-5909)			
2700 800 am	(P-19755/93.A-7224)	505 470	am	(P-946.A-10701)	772 155	n	(P-7156)	500 110	r	(A-4451)	500 600	am	(P-14634)	112 149	am	(P-19436/93.A-5909)			
2700 805 am	(P-19755/93.A-7224)	505 500	am	(P-946.A-10701)	772 160	n	(P-7156)	500 111	r	(A-4451)	500 600	am	(P-14634)	112 150	am	(P-19436/93.A-5909)			
2700 810 am	(P-19755/93.A-7224)	505 520	am	(P-946.A-10701)	772 165	n	(P-7156)	500 112	r	(A-4451)	500 600	am	(P-14634)	112 151	am	(P-19436/93.A-5909)			
2700 815 am	(P-19755/93.A-7224)	505 540	am	(P-946.A-10701)	772 170	n	(P-7156)	500 113	r	(A-4451)	500 600	am	(P-14634)	112 152	am	(P-19436/93.A-5909)			
2700 820 am	(P-19755/93.A-7224)	505 560	am	(P-946.A-10701)	772 175	n	(P-7156)	500 114	r	(A-4451)	500 600	am	(P-14634)	112 153	am	(P-19436/93.A-5909)			
2700 825 am	(P-19755/93.A-7224)	505 580	am	(P-946.A-10701)	772 180	n	(P-7156)	500 115	r	(A-4451)	500 600	am	(P-14634)	112 154	am	(P-19436/93.A-5909)			
2700 830 am	(P-19755/93.A-7224)	505 600	am	(P-946.A-10701)	772 185	n	(P-7156)	500 116	r	(A-4451)	500 600	am	(P-14634)	112 155	am	(P-19436/93.A-5909)			
2700 835 am	(P-19755/93.A-7224)	505 620	am	(P-946.A-10701)	772 190	n	(P-7156)	500 117	r	(A-4451)	500 600	am	(P-14634)	112 156	am	(P-19436/93.A-5909)			
2700 840 am	(P-19755/93.A-7224)	505 640	am	(P-946.A-10701)	772 195	n	(P-7156)	500 118	r	(A-4451)	500 600	am	(P-14634)	112 157	am	(P-19436/93.A-5909)			
2700 845 am	(P-19755/93.A-7224)	505 660	am	(P-946.A-10701)	772 200	n	(P-7156)	500 119	r	(A-4451)	500 600	am	(P-14634)	112 158	am	(P-19436/93.A-5909)			
2700 850 am	(P-19755/93.A-7224)	505 680	am	(P-946.A-10701)	772 205	n	(P-7156)	500 120	r	(A-4451)	500 600	am	(P-14634)	112 159	am	(P-19436/93.A-5909)			
2700 855 am	(P-19755/93.A-7224)	505 700	am	(P-946.A-10701)	772 210	n	(P-7156)	500 121	r	(A-4451)	500 600	am	(P-14634)	112 160	am	(P-19436/93.A-5909)			
2700 860 am	(P-19755/93.A-7224)	505 720	am	(P-946.A-10701)	772 215	n	(P-7156)	500 122	r	(A-4451)	500 600	am	(P-14634)	112 161	am	(P-19436/93.A-5909)			
2700 865 am	(P-19755/93.A-7224)	505 740	am	(P-946.A-10701)	772 220	n	(P-7156)	500 123	r	(A-4451)	500 600	am	(P-14634)	112 162	am	(P-19436/93.A-5909)			
2700 870 am	(P-19755/93.A-7224)	505 760	am	(P-946.A-10701)	772 225	n	(P-7156)	500 124	r	(A-4451)	500 600	am	(P-14634)	112 163	am	(P-19436/93.A-5909)			
2700 875 am	(P-19755/93.A-7224)	505 780	am	(P-946.A-10701)	772 230	n	(P-7156)	500 125	r	(A-4451)	500 600	am	(P-14634)	112 164	am	(P-19436/93.A-5909)			
2700 880 am	(P-19755/93.A-7224)	505 800	am	(P-946.A-10701)	772 235	n	(P-7156)	500 126	r	(A-4451)	500 600	am	(P-14634)	112 165	am	(P-19436/93.A-5909)			
2700 885 am	(P-19755/93.A-7224)	505 820	am	(P-946.A-10701)	772 240	n	(P-7156)	500 127	r	(A-4451)	500 600	am	(P-14634)	112 166	am	(P-19436/93.A-5909)			
2700 890 am	(P-19755/93.A-7224)	505 840	am	(P-946.A-10701)	772 245	n	(P-7156)	500 128	r	(A-4451)	500 600	am	(P-14634)	112 167	am	(P-19436/93.A-5909)			
2700 895 am	(P-19755/93.A-7224)	505 860	am	(P-946.A-10701)	772 250	n	(P-7156)	500 129	r	(A-4451)	500 600	am	(P-14634)	112 168	am	(P-19436/93.A-5909)			
2700 900 am	(P-19755/93.A-7224)	505 880	am	(P-946.A-10701)	772 255	n	(P-7156)	500 130	r	(A-4451)	500 600	am	(P-14634)	112 169	am	(P-19436/93.A-5909)			
2700 905 am	(P-19755/93.A-7224)	505 900	am	(P-946.A-10701)	772 260	n	(P-7156)	500 131	r	(A-4451)	500 600	am	(P-14634)	112 170	am	(P-19436/93.A-5909)			
2700 910 am	(P-19755/93.A-7224)	505 920	am	(P-946.A-10701)	772 265	n	(P-7156)	500 132	r	(A-4451)	500 600	am	(P-14634)	112 171	am	(P-19436/93.A-5909)			
2700 915 am	(P-19755/93.A-7224)	505 940	am	(P-946.A-10701)	772 270	n	(P-7156)	500 133	r	(A-4451)	500 600	am	(P-14634)	112 172	am	(P-19436/93.A-5909)			
2700 920 am	(P-19755/93.A-7224)	505 960	am	(P-946.A-10701)	772 275	n	(P-7156)	500 134	r	(A-4451)	500 600	am	(P-14634)	112 173	am	(P-19436/93.A-5909)			
2700 925 am	(P-19755/93.A-7224)	505 980	am	(P-946.A-10701)	772 280	n	(P-7156)	500 135	r	(A-4451)	500 600	am	(P-14634)	112 174	am	(P-19436/93.A-5909)			
2700 930 am	(P-19755/93.A-7224)	505 1000	am	(P-946.A-10701)	772 285	n	(P-7156)	500 136	r	(A-4451)	500 600	am	(P-14634)	112 175	am	(P-19436/93.A-5909)			
2700 935 am	(P-19755/93.A-7224)	505 1020	am	(P-946.A-10701)	772 290	n	(P-7156)	500 137	r	(A-4451)	500 600	am	(P-14634)	112 176	am	(P-19436/93.A-5909)			
2700 940 am	(P-19755/93.A-7224)	505 1040	am	(P-946.A-10701)	772 295	n	(P-7156)	500 138	r	(A-4451)	500 600	am	(P-14634)	112 177	am	(P-19436/93.A-5909)			
2700 945 am	(P-19755/93.A-7224)	505 1060	am	(P-946.A-10701)	772 300	n	(P-7156)	500 139	r	(A-4451)	500 600	am	(P-14634)	112 178	am	(P-19436/93.A-5909)			
2700 950 am	(P-19755/93.A-7224)	505 1080	am	(P-946.A-10701)	772 305	n	(P-7156)	500 140	r	(A-4451)	500 600	am	(P-14634)	112 179	am	(P-19436/93.A-5909)			
2700 955 am	(P-19755/93.A-7224)	505 1100	am	(P-946.A-10701)	772 310	n	(P-7156)	500 141	r	(A-4451)	500 600	am	(P-14634)	112 180	am	(P-19436/93.A-5909)			
2700 960 am	(P-19755/93.A-7224)	505 1120	am	(P-946.A-10701)	772 315	n	(P-7156)	500 142	r	(A-4451)	500 600	am	(P-14634)	112 181	am	(P-19436/93.A-5909)			
2700 965 am	(P-19755/93.A-7224)	505 1140	am	(P-946.A-10701)	772 320	n	(P-7156)	500 143	r	(A-4451)	500 600	am	(P-14634)	112 182	am	(P-19436/93.A-5909)			
2700 970 am	(P-19755/93.A-7224)	505 1160	am	(P-946.A-10701)	772 325	n	(P-7156)	500 144	r	(A-4451)	500 600	am	(P-14634)	112 183	am	(P-19436/93.A-5909)			
2700 975 am	(P-19755/93.A-7224)	505 1180	am	(P-946.A-10701)	772 330	n	(P-7156)	500 145	r	(A-4451)	500 600	am	(P-14634)	112 184	am	(P-19436/93.A-5909)			
2700 980 am	(P-19755/93.A-7224)	505 1200	am	(P-946.A-10701)	772 335	n	(P-7156)	500 146	r	(A-4451)	500 600	am	(P-14634)	112 185	am	(P-19436/93.A-5909)			
2700 985 am	(P-19755/93.A-7224)	505 1220	am	(P-946.A-10701)	772 340	n	(P-7156)	500 147	r	(A-4451)	500 600	am	(P-14634)	112 186	am	(P-19436/93.A-5909)			
2700 990 am	(P-19755/93.A-7224)	505 1240	am	(P-946.A-10701)	772 345	n	(P-7156)	500 148	r	(A-4451)	500 600	am	(P-14634)	112 187	am	(P-19436/93.A-5909)			
2700 995 am	(P-19755/93.A-7224)	505 1260	am	(P-946.A-10701)	772 350	n	(P-7156)	500 149	r	(A-4451)	500 600	am	(P-14634)	112 188	am	(P-19436/93.A-5909)			
2700 1000 am	(P-19755/93.A-7224)	505 1280	am	(P-946.A-10701)	772 355	n	(P-7156)	500 150	r	(A-4451)	500 600	am	(P-14634)	112 189	am	(P-19436/93.A-5909)			
2700 1005 am	(P-19755/93.A-7224)	505 1300	am	(P-946.A-10701)	772 360	n	(P-7156)	500 151	r	(A-4451)	500 600	am	(P-14634)	112 190	am	(P-19436/93.A-5909)			
2700 1010 am	(P-19755/93.A-7224)	505 1320	am	(P-946.A-10701)	772 365	n	(P-7156)	500 152	r	(A-4451)	500 600	am	(P-14634)	112 191	am	(P-19436/93.A-5909)			
2700 1015 am	(P-19755/93.A-7224)	505 1340	am	(P-946.A-10701)	772 370	n	(P-7156)	500 153	r	(A-4451)	500 600	am	(P-14634)	112 192	am	(P-19436/93.A-5909)			
2700 1020 am	(P-19755/93.A-7224)	505 1360	am	(P-946.A-10701)	772 375	n	(P-7156)	500 154	r	(A-4451)	500 600	am	(P-14634)	112 193	am	(P-19436/93.A-5909)			
2700 1025 am	(P-19755/93.A-7224)	505 1380	am	(P-946.A-10701)	772 380	n	(P-7156)	500 155	r	(A-4451)	500 600	am	(P-14634)	112 194	am	(P-19436/93.A-5909)			
2700 1030 am	(P-19755/93.A-7224)	505 1400	am	(P-946.A-10701)	772 385	n	(P-7156)	500 156	r	(A-4451)	500 600	am	(P-14634)	112 195	am	(P-19436/93.A-5909)			
2700 1035 am	(P-19755/93.A-7224)	505 1420	am	(P-946.A-10701)	772 390	n	(P-7156)	500 157	r	(A-4451)	500 600	am	(P-14634)	112 196	am	(P-19436/93.A-5909)			
2700 1040 am	(P-19755/93.A-7224)	505 1440	am	(P-946.A-10701)	772 395	n	(P-7156)	500 158	r	(A-4451)	500 600	am	(P-14634)	112 197	am	(P-19436/93.A-5909)			
2700 1045 am	(P-19755/93.A-7224)	505 1460	am	(P-946.A-10701)	772 400	n	(P-7156)	500 159	r	(A-4451)	500 600	am	(P-14634)	112 198	am	(P-19436/93.A-5909)			
2700 1050 am	(P-19755/93.A-7224)	505 1480	am	(P-946.A-10701)	772 405	n	(P-7156)	500 160	r	(A-4451)	500 600	am	(P-14634)	112 199	am	(P-19436/93.A-5909)			
2700 1055 am	(P-19755/93.A-7224)	505 1500	am</																

SAI-25

SAI-26



(Title 89, con't)														
121.182	am	(P-18425/93.A.2033)	r	(P-110791/E-11314)	am	(P-19440/93.A-3372)	am	(E-8765)	am	(P-11976/93.A-5540)	am	590.400	am	(P-14627)
		(P-21718.A-8932)	r	(P-110791/E-11314)	am	(P-19440/93.A-3372)	am	(E-14436)	am	(RC-3153A-5540)	am	590.410	am	(P-14627)
		(E-2509)	r	(P-110791/E-11314)	am	(P-5720.A-14072)	am	(E-14436)	am	(P-27001/P-11976/93.A-5540)	am	590.650	am	(P-3106.A-11275)
121.188	am	(P-15291/93.A-8921)	r	(P-110791/E-11314)	am	(P-5720.A-14072)	am	(E-14436)	am	(A-5540)(RC-3153)	am	590.660	am	(P-3106.A-11275)
140.2	am	(P-18436/93.A-3620)	am	(P-110791/E-11314)	am	(P-5720.A-14072)	am	(E-14436)	am	(P-11976/93.A-5540)	am	590.670	am	(P-3106.A-11275)
140.3	am	(P-18436/93.A-3620)	am	(P-110791/E-11314)	am	(P-5720.A-14072)	am	(E-14436)	am	(RC-3153)	am	590.675	am	(P-3106.A-11275)
140.12	am	(P-18436/93.A-3620)	am	(P-110791/E-11314)	am	(P-5720.A-14072)	am	(P-11407)	am	(P-561)	am	590.680	am	(P-3106.A-11275)
140.24	am	(P-5951.A-14126)	am	(P-110791/E-11314)	am	(P-5720.A-14072)	am	(P-11407)	am	(P-561)	am	640.10	am	(P-4097.A-11271)
140.27	am	(P-5951.A-14126)	am	(P-110791/E-11314)	am	(P-5720.A-14072)	am	(P-8786)	am	(P-561)	am	640.20	am	(P-4097.A-11271)
140.40	am	(P-18436/93.A-3620)	am	(P-110791/E-11314)	am	(P-5720.A-14072)	am	(P-8786)	am	(P-561)	am	688.10	am	(P-4093.A-11267)
140.71	am	(P-17736/93.A-3620)	am	(P-18788/93.A-4271)	am	(P-14225/93.A-609)	am	(P-8786)	am	(P-561)	am	688.20	am	(P-4093.A-11267)
140.80	am	(P-17736/93.A-3620)	am	(P-14803/93.A-405)	am	(P-14225/93.A-609)	am	(P-8786)	am	(P-561)	am	688.30	am	(P-4093.A-11267)
140.82	am	(P-17736/93.A-3620)	am	(P-14803/93.A-405)	am	(P-14225/93.A-609)	am	(P-8786)	am	(P-561)	am	688.30	am	(P-4093.A-11267)
140.84	am	(P-17736/93.A-3620)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8786)	am	(P-561)	am	688.40	am	(P-4093.A-11267)
140.40	am	(P-18436/93.A-3620)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8786)	am	(P-561)	am	688.40	am	(P-4093.A-11267)
140.41	am	(P-18436/93.A-3620)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8786)	am	(P-561)	am	688.40	am	(P-4093.A-11267)
140.413	am	(P-18436/93.A-3620)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8786)	am	(P-561)	am	688.40	am	(P-4093.A-11267)
		(P-10637/E-10922)	am	(P-14600)	am	(E-5355)(P-5348)	am	(P-8779)	am	(P-8779)	am	1200.70	am	(P-780/93.A-2104)
		(O-12068)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8779)	am	(P-8779)	am	1200.Ap.A	am	(P-780/93.A-2104)
140.420	am	(P-15444/93.A-4250)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8779)	am	(P-8779)	am	14.902	am	(P-5796.A-13461)
140.421	am	(P-15444/93.A-4250)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8779)	am	(P-8779)	am	14.905	am	(P-5796.A-13461)
140.440	am	(P-4597)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8779)	am	(P-8779)	am	14.910	am	(P-5796.A-13461)
140.442	am	(P-4597)	am	(P-5135/O-12067)	am	(P-14225/93.A-609)	am	(P-8779)	am	(P-8779)	am	14.925	am	(P-5796.A-13461)
140.443	am	(P-4597)	am	(P-14161.A-11117)	am	(P-14225/93.A-609)	am	(P-8779)	am	(P-8779)	am	14.930	am	(P-5796.A-13461)
140.460	am	(P-18436/93.A-3620)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8779)	am	(P-8779)	am	14.935	am	(P-5796.A-13461)
140.461	am	(P-17736/93.A-3620)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8779)	am	(P-8779)	am	14.940	am	(P-5796.A-13461)
140.462	am	(P-18436/93.A-3620)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8779)	am	(P-8779)	am	14.945	am	(P-5796.A-13461)
140.463	am	(P-18436/93.A-3620)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8779)	am	(P-8779)	am	14.950	am	(P-5796.A-13461)
140.464	am	(P-18436/93.A-3620)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8779)	am	(P-8779)	am	14.955	am	(P-5796.A-13461)
140.465	am	(P-19012/93.A-4250)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8779)	am	(P-8779)	am	14.960	am	(P-5796.A-13461)
140.485	am	(P-17736/93.A-3620)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8528)	am	(P-7951)(P-7554)	am	14.965	am	(P-5796.A-13461)
140.514	am	(P-9296)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	#am	am	(P-7554)	am	14.965	am	(P-5796.A-13461)
140.520	am	(P-18436/93.A-3620)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8528)	am	(P-7951)(P-7554)	am	14.970	am	(P-5796.A-13461)
140.530	am	(P-17736/93.A-3620)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8528)	am	(P-7554)	am	14.975	am	(P-5796.A-13461)
140.535	am	(P-11008)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8528)	am	(P-7554)	am	14.980	am	(P-5796.A-13461)
140.538	am	(P-9296)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(E-8474)	am	(P-7951)(P-7554)	am	14.985	am	(P-5796.A-13461)
140.578	am	(P-11008)	am	(P-15291/93.A-3450)	am	(P-14225/93.A-609)	am	(P-8528)	am	(P-7951)(P-7554)	am	14.985	am	(P-5796.A-13461)
140.643	am	(P-18768/93.A-5778)	am	(P-15291/93.A-3450)	am	(P-3802.A-9895)	am	(P-8528)	am	(P-7951)(P-7554)	am	14.990	am	(P-5796.A-13461)
140.645	am	(P-18768/93.A-5778)	am	(P-15291/93.A-3450)	am	(P-3802.A-9895)	am	(P-8528)	am	(P-7951)(P-7554)	am	14.995	am	(P-5796.A-13461)
140.650	am	(P-18768/93.A-5778)	am	(P-15291/93.A-3450)	am	(P-3802.A-9895)	am	(P-8528)	am	(P-7951)(P-7554)	am	14.997	am	(P-5796.A-13461)
140.850	r	(P-9296)	am	(E-12853)(P-12611)	am	(P-15218/93.A-8601)	am	(P-8528)	am	(P-7951)(P-7554)	am	14.998	am	(P-5796.A-13461)
140.855	r	(P-9296)	am	(E-12853)(P-12611)	am	(P-18271/93.A-8377)	am	(P-8528)	am	(P-7951)(P-7554)	am	14.998	am	(P-5796.A-13461)
140.856	r	(P-9296)	am	(P-15291/93.A-3450)	am	(P-18271/93.A-8377)	am	(P-8528)	am	(P-7951)(P-7554)	am	14.998	am	(P-5796.A-13461)
140.865	am	(P-4597.W-8730)	am	(P-15291/93.A-3450)	am	(P-8240)	am	(P-8528)	am	(P-7115/93.A-6697)	am	107.3	am	(P-2133/93.A-7881)
	am	(P-9296)(C-10942)	am	(P-15243/93.A-3378)	am	300.Ap.B	am	(P-8528)	am	(P-7115/93.A-6697)	am	107.103	am	(P-2133/93.A-7881)
		(P-9296)(C-10942)	am	(P-15243/93.A-3378)	am	305.20	am	(P-8528)	am	(P-7115/93.A-6697)	am	107.105	am	(P-2133/93.A-7881)
140.870	am	(P-4597.W-8730)	am	(P-15243/93.A-3378)	am	(P-6467)	am	(P-8528)	am	(P-7115/93.A-6697)	am	107.111	am	(P-2133/93.A-7881)
		(P-9296)(C-10942)	am	(P-15243/93.A-3378)	am	(P-6467)	am	(P-8528)	am	(P-7115/93.A-6697)	am	107.123	am	(P-2133/93.A-7881)
140.875	r	(P-9296)	am	(P-15243/93.A-3378)	am	308.10	re	(A-11510)	am	(P-8219)	am	107.315	am	(P-2133/93.A-7881)
140.880	r	(P-9296)	am	(P-15243/93.A-3378)	am	308.20	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.885	r	(P-9296)	am	(P-15243/93.A-3378)	am	308.40	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.890	r	(P-9296)	am	(P-15243/93.A-3378)	am	308.50	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.895	r	(P-9296)	am	(P-15243/93.A-3378)	am	308.60	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.920	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	308.70	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.922	n	(P-1736/93.A-3620)	am	(P-15243/93.A-3378)	am	308.80	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.924	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	308.90	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.926	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.00	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.930	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.10	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.932	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.20	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.938	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.30	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.940	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.40	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.942	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.50	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.948	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.60	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.950	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.70	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.952	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.80	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.954	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.90	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.956	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.90	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.958	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.90	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.960	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.90	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.962	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.90	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.964	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.90	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.966	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.90	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.968	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.90	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.970	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am	309.90	re	(A-11510)	am	(P-8219)	am	107.317	am	(P-2133/93.A-7881)
140.972	n	(P-18436/93.A-3620)	am	(P-15243/93.A-3378)	am									



(Title 92, con't)

390.1010	am	(P-1396/93A-754)	444.10	am	(P-6318/A-14800)	1040.20	am	(P-2853/A-10853)	1375.2030	r	(P-8635/93A-1927)
		(P-291.2)	444.15	n	(P-6318/A-14800)	1040.25	am	(P-12117)	1375.2040	r	(P-8635/93A-1927)
390.1020	am	(P-1396/93A-754)	444.20	am	(P-6318/A-14800)	1040.32	am	(P-12117)	1375.2050	r	(P-8635/93A-1927)
		(P-291.2)	445.10	n	(P-13835)	1040.35	am	(P-2608/A-11650)	1375.2060	r	(P-8635/93A-1927)
390.1030	am	(P-1396/93A-754)	445.20	n	(P-13835)			(P-10502)	1375.2070	r	(P-8635/93A-1927)
		(P-1396/93A-754)	445.30	n	(P-13835)	1040.43	am	(P-1797/A-7447)	1375.2080	r	(P-8635/93A-1927)
390.1000	am	(P-1396/93A-754)	445.40	n	(P-13835)	1060.5	am	(P-142/A-7788)	1375.3010	r	(P-8635/93A-1927)
		(P-1396/93A-754)	445.50	n	(P-13835)	1060.10	am	(P-142/A-7788)	1375.3020	r	(P-8635/93A-1927)
391.0000	am	(P-13739/93A-783)	445.60	n	(P-13835)	1060.20	am	(P-142/A-7788)	1375.3030	r	(P-8635/93A-1927)
		(P-13739/93A-783)	445.60	n	(P-13835)	1060.30	am	(P-142/A-7788)	1375.4010	r	(P-8635/93A-1927)
392.0000	am	(P-13630/93A-740)	447.1000	n	(P-13367)	1060.40	am	(P-142/A-7788)	1375.5010	r	(P-8635/93A-1927)
		(P-13630/93A-740)	447.1010	n	(P-13367)	1060.50	am	(P-142/A-7788)	1375.6010	r	(P-8635/93A-1927)
393.0000	am	(P-13730/93A-774)	447.1020	n	(P-13367)	1060.60	am	(P-142/A-7788)	1375.7010	r	(P-8635/93A-1927)
		(P-13730/93A-774)	447.1030	n	(P-13367)	1060.80	am	(P-142/A-7788)	1375.7020	r	(P-8635/93A-1927)
394.0000	am	(P-13689/93A-749)	447.1040	n	(P-13367)	1060.90	am	(P-142/A-7788)	1375.7030	r	(P-8635/93A-1927)
		(P-13689/93A-749)	447.1050	n	(P-13367)	1060.100	am	(P-142/A-7788)	1375.7040	r	(P-8635/93A-1927)
395.0000	am	(P-13686/93A-736)	447.1100	am	(P-7733/A-14758)	1060.110	am	(P-142/A-7788)	1375.7050	r	(P-8635/93A-1927)
		(P-13686/93A-736)	447.1110	am	(P-7733/A-14758)	1060.120	am	(P-142/A-7788)	1375.7060	r	(P-8635/93A-1927)
396.0000	am	(P-13686/93A-736)	447.1120	am	(P-7733/A-14758)	1060.130	am	(P-142/A-7788)	1375.7070	r	(P-8635/93A-1927)
		(P-13686/93A-736)	447.1130	am	(P-7733/A-14758)	1060.140	am	(P-142/A-7788)	1375.7080	r	(P-8635/93A-1927)
397.0010	am	(P-13686/93A-736)	447.1140	am	(P-7733/A-14758)	1060.150	am	(P-142/A-7788)	1375.7090	r	(P-8635/93A-1927)
		(P-13686/93A-736)	447.1150	am	(P-7733/A-14758)	1060.160	am	(P-142/A-7788)	1375.7100	r	(P-8635/93A-1927)
398.0010	am	(P-13686/93A-736)	447.1160	am	(P-7733/A-14758)	1060.170	am	(P-142/A-7788)	1375.7110	r	(P-8635/93A-1927)
		(P-13686/93A-736)	447.1170	am	(P-7733/A-14758)	1060.180	am	(P-142/A-7788)	1375.7120	r	(P-8635/93A-1927)
399.0010	am	(P-13686/93A-736)	447.1180	am	(P-7733/A-14758)	1060.190	am	(P-142/A-7788)	1375.7130	r	(P-8635/93A-1927)
		(P-13686/93A-736)	447.1190	am	(P-7733/A-14758)	1060.200	am	(P-142/A-7788)	1375.7140	r	(P-8635/93A-1927)
400.0010	am	(P-13686/93A-736)	447.1200	am	(P-7733/A-14758)	1070.40	am	(P-2217/A-10909)	1375.7150	r	(P-8635/93A-1927)
		(P-13686/93A-736)	447.1210	am	(P-7733/A-14758)	1070.60	am	(P-2217/A-10909)	1375.7160	r	(P-8635/93A-1927)
401.0010	am	(P-13686/93A-736)	447.1220	am	(P-7733/A-14758)	1070.80	am	(P-2217/A-10909)	1375.7170	r	(P-8635/93A-1927)
		(P-13686/93A-736)	447.1230	am	(P-7733/A-14758)			(P-3016)	1375.7180	r	(P-8635/93A-1927)
402.0010	am	(P-13686/93A-736)	447.1240	am	(P-7733/A-14758)	1070.90	am	(P-2217/A-10909)	1375.7190	r	(P-8635/93A-1927)
		(P-13686/93A-736)	447.1250	am	(P-7733/A-14758)	1202.40	am	(P-14155)	1375.7200	r	(P-8635/93A-1927)
403.0010	am	(P-13686/93A-736)	447.1260	am	(P-7733/A-14758)	1205.10	am	(P-21250/93A-11155)	1375.7210	r	(P-8635/93A-1927)
		(P-13686/93A-736)	447.1270	am	(P-7733/A-14758)	1205.20	am	(P-21250/93A-11155)	1375.7220	r	(P-8635/93A-1927)
404.0010	am	(P-13686/93A-736)	447.1280	am	(P-7733/A-14758)	1205.110	am	(P-21250/93A-11155)	1375.7230	r	(P-8635/93A-1927)
		(P-13686/93A-736)	447.1290	am	(P-7733/A-14758)	1205.200	am	(P-21250/93A-11155)	1375.7240	r	(P-8635/93A-1927)
405.0010	am	(P-13686/93A-736)	447.1300	am	(P-7733/A-14758)	1236.10	n	(P-8635/93A-1927)	1375.7250	r	(P-8635/93A-1927)
		(P-13686/93A-736)	447.1310	am	(P-7733/A-14758)	1375.10	r	(P-8635/93A-1927)	1375.7260	r	(P-8635/93A-1927)
406.0010	am	(P-13686/93A-736)	447.1320	am	(P-7733/A-14758)	1375.15	r	(P-8635/93A-1927)	1375.8100	r	(P-8635/93A-1927)
		(P-13686/93A-736)	447.1330	am	(P-7733/A-14758)	1375.30	r	(P-8635/93A-1927)	1375.8110	r	(P-8635/93A-1927)
407.0010	am	(P-13686/93A-736)	447.1340	am	(P-7733/A-14758)	1375.30	r	(P-8635/93A-1927)	1375.8120	r	(P-8635/93A-1927)
		(P-13686/93A-736)	447.1350	am	(P-7733/A-14758)	1375.40	r	(P-8635/93A-1927)	1375.8130	r	(P-8635/93A-1927)
408.0010	am	(P-13686/93A-736)	447.1360	am	(P-7733/A-14758)	1375.50	r	(P-8635/93A-1927)	1375.8140	r	(P-8635/93A-1927)
		(P-13686/93A-736)	447.1370	am	(P-7733/A-14758)	1375.60	r	(P-8635/93A-1927)	1376.10	n	(P-8630/93A-1914)
409.0010	am	(P-13686/93A-736)	447.1380	am	(P-7733/A-14758)	1375.80	r	(P-8635/93A-1927)	1376.20	n	(P-8630/93A-1914)
		(P-13686/93A-736)	447.1390	am	(P-7733/A-14758)	1375.85	r	(P-8635/93A-1927)	1376.30	n	(P-8630/93A-1914)
410.0010	am	(P-13686/93A-736)	447.1400	am	(P-7733/A-14758)	1375.1000	r	(P-8635/93A-1927)	1376.40	n	(P-8630/93A-1914)
		(P-13686/93A-736)	447.1410	am	(P-7733/A-14758)	1375.1010	r	(P-8635/93A-1927)	1425.10	am	(P-18715/93A-11162)
411.0010	am	(P-13686/93A-736)	447.1420	am	(P-7733/A-14758)	1375.1020	r	(P-8635/93A-1927)	1425.20	am	(P-18715/93A-11162)
		(P-13686/93A-736)	447.1430	am	(P-7733/A-14758)	1375.1030	r	(P-8635/93A-1927)	1425.30	am	(P-18715/93A-11162)
412.0010	am	(P-13686/93A-736)	447.1440	am	(P-7733/A-14758)	1375.1040	r	(P-8635/93A-1927)	1425.40	am	(P-18715/93A-11162)
		(P-13686/93A-736)	447.1450	am	(P-7733/A-14758)	1375.1050	r	(P-8635/93A-1927)	1710.134	n	(P-21257/93A-8609)
413.0010	am	(P-13686/93A-736)	447.1460	am	(P-7733/A-14758)	1375.1060	r	(P-8635/93A-1927)	1710.170	am	(P-21257/93A-8609)
		(P-13686/93A-736)	447.1470	am	(P-7733/A-14758)	1375.1070	r	(P-8635/93A-1927)			
414.0010	am	(P-13686/93A-736)	447.1480	am	(P-7733/A-14758)	1375.1080	r	(P-8635/93A-1927)			
		(P-13686/93A-736)	447.1490	am	(P-7733/A-14758)	1375.1090	r	(P-8635/93A-1927)			
415.0010	am	(P-13686/93A-736)	447.1500	am	(P-7733/A-14758)	1375.1100	r	(P-8635/93A-1927)			
		(P-13686/93A-736)	447.1510	am	(P-7733/A-14758)	1375.1110	r	(P-8635/93A-1927)			
416.0010	am	(P-13686/93A-736)	447.1520	am	(P-7733/A-14758)	1375.1120	r	(P-8635/93A-1927)			
		(P-13686/93A-736)	447.1530	am	(P-7733/A-14758)	1375.1130	r	(P-8635/93A-1927)			
417.0010	am	(P-13686/93A-736)	447.1540	am	(P-7733/A-14758)	1375.1140	r	(P-8635/93A-1927)			
		(P-13686/93A-736)	447.1550	am	(P-7733/A-14758)	1375.1150	r	(P-8635/93A-1927)			
418.0010	am	(P-13686/93A-736)	447.1560	am	(P-7733/A-14758)	1375.1160	r	(P-8635/93A-1927)			
		(P-13686/93A-736)	447.1570	am	(P-7733/A-14758)	1375.1170	r	(P-8635/93A-1927)			
419.0010	am	(P-13686/93A-736)	447.1580	am	(P-7733/A-14758)	1375.2010	r	(P-8635/93A-1927)			
		(P-13686/93A-736)	447.1590	am	(P-7733/A-14758)	1375.2020	r	(P-8635/93A-1927)			
420.0010	am	(P-13686/93A-736)	447.1600	am	(P-7733/A-14758)						
		(P-13686/93A-736)	447.1610	am	(P-7733/A-14758)						
421.0010	am	(P-13686/93A-736)	447.1620	am	(P-7733/A-14758)						
		(P-13686/93A-736)	447.1630	am	(P-7733/A-14758)						
422.0010	am	(P-13686/93A-736)	447.1640	am	(P-7733/A-14758)						
		(P-13686/93A-736)	447.1650	am	(P-7733/A-14758)						
423.0010	am	(P-13686/93A-736)	447.1660	am	(P-7733/A-14758)						
		(P-13686/93A-736)	447.1670	am	(P-7733/A-14758)						
424.0010	am	(P-13686/93A-736)	447.1680	am	(P-7733/A-14758)						
		(P-13686/93A-736)	447.1690	am	(P-7733/A-14758)						
425.0010	am	(P-13686/93A-736)	447.1700	am	(P-7733/A-14758)						
		(P-13686/93A-736)	447.1710	am	(P-7733/A-14758)						
426.0010	am	(P-13686/93A-736)	447.1720	am	(P-7733/A-14758)						
		(P-13686/93A-736)	447.1730	am	(P-7733/A-14758)						
427.0010	am	(P-13686/93A-736)	447.1740	am	(P-7733/A-14758)						
		(P-13686/93A-736)	447.1750	am	(P-7733/A-14758)						
428.0010	am	(P-13686/93A-736)	447.1760	am	(P-7733/A-14758)						
		(P-13686/93A-736)	447.1770	am	(P-7733/A-14758)						
429.0010	am	(P-13686/93A-736)	447.1780	am	(P-7733/A-14758)						
		(P-13686/93A-736)	447.1790	am	(P-7733/A-14758)						
430.0010	am	(P-13686/93A-736)	447.1800	am	(P-7733/A-14758)						
		(P-13686/93A-736)	447.1810	am	(P-7733/A-14758)						
431.0010	am	(P-13686/93A-736)	447.1820	am	(P-7733/A-14758)						
		(P-13686/93A-736)	447.1830	am	(P-7733/A-14758)						
432.0010	am	(P-13686/93A-736)	447.1840	am	(P-7733/A-14758)						
		(P-13686/93A-736)	447.1850	am	(P-7733/A-14758)						
433.0010	am	(P-13686/93A-736)	447.1860	am	(P-7733/A-14758)						
		(P-13686/93A-736)	447.1870	am	(P-7733/A-14758)						
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